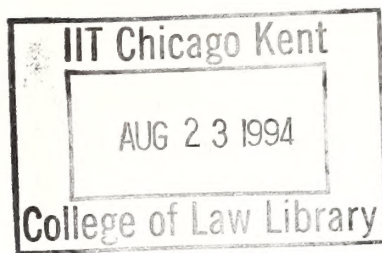


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**1994**

# ***Illinois Register***

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## **Rules of Governmental Agencies**

Volume 18, Issue 33— Aug. 19, 1994

Pages 12567-12936

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Index Department  
Administrative Code Div.  
111 East Monroe Street  
Springfield, IL 62756  
(217) 782-7017

published by  
**George H. Ryan**  
Secretary of State

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## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF PROPOSED AMENDMENTS

1) Heading of the Part: Travel2) Code Citation: 80 Ill. Adm. Code 28003) Section number: Proposed Action:

2800.100 Amend  
2800.230 Amend  
2800.235 New  
2800.240 Amend  
2800.260 Amend  
2800.600 Amend  
2800.700 Amend

4) Statutory Authority: Ill. Rev. Stat. 1991, ch. 127, pars. 148, 148-1, 148-2 and 148-3 [30 ILCS 105/12 through 12-3].5) A Complete Description of the Subjects and Issues Involved:

New Section 2800.235 will clarify the Governor's Travel Control Board's interpretation of how mileage reimbursement is to be calculated. In general, if an employee travels to or through their designated headquarters city enroute to their destination, then they will be required to deduct commuting mileage before submitting mileage reimbursement claims. Some other Section amendments relate to this new Section.

Additional sections are being amended to clarify existing rules. The word "charge" will replace the word "credit" where applicable. Also, the section requiring advance approval for out of country travel is being moved to a more appropriate section.

6) Will these proposed amendments replace an emergency rule currently in effect? No.7) Does this rulemaking contain an automatic repeal date? No.8) Do these proposed amendments contain incorporations by reference? No.9) Are there any other proposed amendments pending on this Part? No.10) Statement of Statewide Policy Objectives: Rulemaking does not affect units of local government.11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: Interested persons may submit written comments within 45 days of the date of publication to:

Stephen W. Seiple  
720 Stratton Office Building

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF PROPOSED AMENDMENTS

Springfield, IL 62706  
(217)782-9669

12) Initial Regulatory Flexibility Analysis: Does not apply to small businesses.

The full text of the Proposed Amendments begin on the next page.

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF PROPOSED AMENDMENTS

## TITLE 80: PUBLIC OFFICIALS AND EMPLOYEES

## SUBTITLE I: GENERAL TRAVEL CONTROL

## CHAPTER I: DEPARTMENT OF CENTRAL MANAGEMENT SERVICES/

## GOVERNOR'S TRAVEL CONTROL BOARD

## PART 2800

## TRAVEL

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## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF PROPOSED AMENDMENTS

## SUBPART G: EXCEPTIONS TO THE RULES

## Section

2800.700 Special Exceptions-Requested in Advance

2800.710 Ex Post Facto Exceptions

AUTHORITY: Implementing and authorized by Section 12, 12-1, 12-2, and 12-3 of the State Finance Act (Ill. Rev. Stat. 1991, ch. 127, par. 148, 148-1 148-2, and 148-3) and authorized by the Travel Regulation Council (80 Ill. Adm. Code 3000).

SOURCE: Amended March 11, 1976; amended at 2 Ill. Reg. 30, p. 215, effective August 1, 1978; new rules adopted at 4 Ill. Reg. 28, p. 155, effective July 1, 1980; old rules repealed at 4 Ill. Reg. 30, p. 1224, July 1, 1980; amended at 5 Ill. Reg. 150, effective January 1, 1981; amended at 6 Ill. Reg. 6682, effective July 1, 1982; amended at 7 Ill. Reg. 9205, effective August 1, 1983; amended at 8 Ill. Reg. 127, 130, effective January 1, 1984; amended at 8 Ill. Reg. 14243, effective August 1, 1984; codified at 8 Ill. Reg. 19350; amended at 10 Ill. Reg. 18014, effective October 6, 1986; Part repealed, new Part adopted at 12 Ill. Reg. 738, effective January 15, 1988; emergency amendment at 15 Ill. Reg. 13196, effective September 1, 1991, for a maximum of 150 days; amended at 15 Ill. Reg. 17981, effective November 27, 1991; amended at 16 Ill. Reg. 4831, effective March 12, 1992; amended at 16 Ill. Reg. 13823, effective September 1, 1992; amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

## SUBPART A: GENERAL

## Section 2800.100 Definitions

The following definitions shall apply to this Part:

"Board": The Governor's Travel Control Board

"Council": The Travel Regulation Council

"Commuting Mileage": The actual round trip mileage between residence and headquarters.

"Commuting Expense": The cost of one round trip between residence and headquarters. Cost may include mileage, parking fees, tolls, etc. Mileage cost is determined by multiplying the commuting mileage by the mileage reimbursement rate defined in the Travel Regulation Council Rules (80 Ill. Adm. Code 3000).

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

Section 2800.230 Government ~~Credit~~ Charge Cards



## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF PROPOSED AMENDMENTS

- a) Agencies are encouraged to establish a Government Credit Charge Card travel expense payment system in accordance with the agreement negotiated by the Governor's Travel Control Board.
- b) An employee who direct bills State travel expenses at least four (4) times per year should be issued a Government Credit Charge Card.
- c) The Government Credit Card may only be used for business related travel expenses, specifically transportation, lodging, meals, and other expenses considered reimbursable under this Part or under the Rules of the Travel Regulation Council (80 Ill. Adm. Code 3000, Subparts C, D, E and F). Reimbursements to the employee for charges paid for with the Government Credit Charge Card may not exceed the amounts specified in the Reimbursement Schedule (found in the rules of the Travel Regulation Council).
- d) Agencies are responsible for monitoring the travel expense payment system to ensure compliance with this Part and the rules of the Council and the terms of the agreement. Misuse or abuse of the Government Credit Charge Card may result in disciplinary action.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 2800.235 Expenses at Headquarters or Residence**

- a) As a condition of employment, employees expect to incur commuting expenses between their residence and headquarters. These expenses are not reimbursable. Expenses associated with State business in excess of commuting expenses are reimbursable at headquarters and/or residence. An employee whose travel does not include travel through headquarters shall be reimbursed for all mileage. An employee whose travel does include travel through headquarters shall be reimbursed for all mileage in excess of commuting mileage. All travel must be by the most direct route.
- b) "Travel through headquarters" is defined as:
- 1) Any travel to or through the corporate city limits of the employees designated headquarters, regardless of whether or not the employee made a stop at the work site or changed vehicles or modes of transportation.
- c) Examples of reimbursable mileage expenses are as follows:
- 1) Residence/Lincoln -- Headquarters/Springfield. Employee drives from residence in Lincoln to Chicago and returns to residence. Reimbursement is for all mileage because the travel was not to or through headquarters.
  - 2) Residence/Lincoln -- Headquarters/Springfield. Employee drives from residence in Lincoln to Collinsville and back to residence. Reimbursement is for all mileage in excess of commuting mileage. The travel, by the most direct route, was through headquarters.
  - 3) Residence/Carbondale -- Headquarters/Marion. Employee drives from residence to headquarters. Later, employee drives from headquarters to Anna and back to residence. Reimbursement is

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF PROPOSED AMENDMENTS

- for all mileage in excess of commuting mileage.
- 4) Residence/Evanston -- Headquarters/JRTC, Chicago. Employee drives from residence to McCormick Place for an event. After the event, the employee drives to headquarters, then to residence. Reimbursement is for all mileage in excess of commuting mileage because the travel was through headquarters.
- 5) Residence/Chicago -- Headquarters/JRTC, Chicago. Employee normally commutes to work by train. However, in order to attend a meeting at another location, the employee drives from residence to headquarters, then to the meeting location, then returns to headquarters and back to residence. Reimbursement is for all mileage in excess of commuting mileage. The fact that the employee normally rides the train to work has no effect on determining reimbursement.
- d) Agencies are responsible for monitoring claims under this section.
- (Source: Added at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 2800.240 Preparation and Submission of Travel Vouchers**

All claims for the reimbursement of travel expenses shall be submitted on authorized reimbursement forms (Form C-10) and shall be itemized in accordance with this Part.

- a) The purpose of the travel shall be indicated on the travel vouchers.
- b) Travel outside the contiguous United States requires the approval of the Director of the Department of Central Management Services prior to such travel. All requests shall be submitted at least 30 days in advance of the departure date. Requests shall be in writing with approval/disapproval based on necessity. To show necessity, the Agency Head must describe how the travel relates to a function of the agency must state why the particular individuals were selected to verify that the least costly reasonable means to travel was selected and must personally sign the request. Unless the travel is a patently non-essential or clearly excessive as to cost, approval will be given. When applicable, the travel voucher shall show in the space provided the dates and times of travel, the points of departure and destination, the mode of transportation, the cost of the transportation secured, lodging, meals per diem and other expenses.
- ce) If meals or per diem are not claimed, times of arrival and departure are not required.
- de) When a privately owned vehicle is used, the travel voucher shall show, at minimum, commuting mileage (if applicable), the dates, points of travel and mileage. If the distance traveled between any given points is greater than the usual route between these points shown on a road map, the reason for the greater distance shall be explained and detailed separately.
- ef) Travel vouchers shall be supported by receipts in all instances for railroad and airplane transportation, lodging, taxis, and all other

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF PROPOSED AMENDMENTS

items in excess, individually, of \$10.00 except for meals.  
f9) The travel expense voucher shall be prepared in ink or typewritten.  
 All copies of the voucher shall be signed in ink by the individual who has incurred the expense and his/her supervisor.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 2800.260 Items Directly Billed**

- a) Agency Heads shall keep billing of travel expenses directly to the State to the least extent possible. The Government ~~credit~~ Charge Card system specified under Section 2800.230 should be implemented to achieve this.
- b) Employees may not be reimbursed for items billed directly to the State. Such direct billed items shall be indicated on the travel voucher along with all reimbursable items. All columns of travel vouchers are to be totaled and cross-footed. The direct-billed total will then be deducted from the cross-footed total with the balance being the amount to be reimbursed to the employee. In all such cases supporting documentation shall also be attached if available. For transportation expenses billed directly, a copy of the State of Illinois Transportation Request form shall be attached to the invoice voucher (Form C-13). For lodging expenses billed directly, room, tax, hotel parking and business phone calls only shall be accepted. However, charges for business phone calls must be noted as such on the invoice voucher (Form C-13). Charges for phone service in a room which are automatically added to the bill by the hotel may also be direct billed. Any charges in excess of the allowable lodging rate specified in the Reimbursement Schedule (found in the rules of the Travel Regulation Council) or for restaurants, room services, personal telephone calls and other expenses shall be paid by the traveler upon check-out. Such expenses shall not be deducted from the traveler's reimbursement in exchange for direct billing. Meal and incidental expenses shall not be billed directly to the State. Such expenses shall not be in excess of the maximums allowed.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## SUBPART F: MISCELLANEOUS RULES

**Section 2800.600 Lack of Receipts**

If receipts required pursuant to subsection 2800.240(ef) are not available, a typed statement signed by the traveler certifying the amounts paid will be accepted.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

## NOTICE OF PROPOSED AMENDMENTS

## SUBPART G: EXCEPTIONS TO THE RULES

**Section 2800.700 Special Exceptions - Requested In Advance**

- a) Exceptions to the operation of specific provision of this Part may be granted in advance by the Director of the Department of Central Management Services when necessary to meet special or unavoidable circumstances and when in the best interest of the State. Exceptions are to be requested in writing by the Agency Head and submitted sufficiently in advance to allow meaningful consideration. These exceptions are granted to specific individuals or specified groups of individuals in a single agency.
- b) Travel outside the contiguous United States requires the approval of the Director of the Department of Central Management Services prior to such travel. All requests shall be submitted at least 30 days in advance of the departure date. Requests shall be in writing with approval/disapproval based on necessity. To show necessity, the Agency Head must describe how the travel relates to a function of the agency, must state why the particular individuals were selected, must verify that the least costly reasonable means of travel was selected and must personally sign the request. Unless the travel is patently nonessential or clearly excessive as to cost, approval will be given.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)



## ILLINOIS COMMUNITY COLLEGE BOARD

## NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part: Administration of the Illinois Public Community College Act
- 2) Code Citation: 23 Ill. Adm. Code 1501
- 3) Section Numbers: Proposed Action:  
 1501.501 amendment  
 1501.507 amendment
- 4) Statutory Authority: Ill. Rev. Stat. 1991, ch. 122, pars. 102-1 et seq., pars. 103-1 et seq., and par. 106-5.3 [110 ILCS 805 (Art.2, Art.3-1 and 6-5.3)]
- 5) A Complete Description of the Subject and Issues Involved: The current ICCB policy allows members of the armed services stationed in Illinois to be classified as residents of the state, but does not allow members of the armed forces stationed in the district to be classified as residents of the district. Currently, most military personnel live in their own homes or apartments in the community just like workers at a local business or industry. This amendment proposes to classify members of the armed services stationed in the district as residents of the district.
- The most appropriate mode of instruction for some community college courses, such as adult basic education, is the variable entry/variable exit format. Some employment training and employment upgrading classes are offered within one week or even one day. Current policies make it difficult, if not impossible, to verify enrollments in such courses based on attendance at midterm. This proposed amendment makes it possible for an instructor to certify enrollment in such courses on the final class list which also contains grades. Current provisions enable students who received a successful grade on the final class list to be considered as being in attendance at midterm for state funding purposes. The new provision also would include students certified by the instructor as having been in attendance who did not receive a successful grade for the course to also qualify for state funding.
- 6) Will these proposed amendments replace an emergency rule currently in effect? No.
- 7) Does this rulemaking contain an automatic repeal date? No
- 8) Do these proposed amendments contain incorporations by reference? No
- 9) Are there any other amendments pending on this Part? No.
- 10) Statement of Statewide Policy Objectives: These amendments do not create or expand a state mandate as defined in Section 3(b) of the State Mandates

## ILLINOIS COMMUNITY COLLEGE BOARD

## NOTICE OF PROPOSED AMENDMENTS

Act (Ill. Rev. Stat. 1991, ch. 85, par. 2203) [30 ILCS 805/3].

- 11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Comments on this proposed rulemaking may be submitted in writing for a period of 45 days following publication of this notice. Comments should be submitted to:
- Zachariah Mathew  
 Special Assistant for Fiscal Affairs  
 Illinois Community College Board  
 509 South Sixth Street, Room 400  
 Springfield, Illinois 62701-1874  
 Telephone: (217) 785-0015  
 TDD: (217) 782-5645

- 12) Initial Regulatory Flexibility Analysis: Not Applicable.

The full text of the proposed amendments begins on the next page:

## ILLINOIS COMMUNITY COLLEGE BOARD

## NOTICE OF PROPOSED AMENDMENTS

## TITLE 23: EDUCATION AND CULTURAL RESOURCES

## SUBTITLE A: EDUCATION

## CHAPTER VII: ILLINOIS COMMUNITY COLLEGE BOARD

## PART 1501

## ADMINISTRATION OF THE ILLINOIS PUBLIC COMMUNITY COLLEGE ACT

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1501.108	Organization of ICCB (Recodified)
1501.109	Appearance at ICCB Meetings
1501.110	Appeal Procedure
1501.111	Reporting Requirements (Repealed)
1501.112	Certification of Organization (Repealed)
1501.113	Administration of Detachments and Subsequent Annexations
1501.114	Recognition

## SUBPART B: LOCAL DISTRICT ADMINISTRATION

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1501.202	Certification of Organization
1501.203	Delineation of Responsibilities
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1501.306	State or Federal Institutions (Repealed)
1501.307	Cooperative Agreements and Contracts
1501.308	Reporting Requirements
1501.309	Course Classification and Applicability

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## ILLINOIS COMMUNITY COLLEGE BOARD

## NOTICE OF PROPOSED AMENDMENTS

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1501.405	Student Evaluation
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1501.502	Financial Planning
1501.503	Audits
1501.504	Budgets
1501.505	Nonresident Student Tuition Calculations
1501.506	Published Financial Statements
1501.507	Credit Hour Grants
1501.508	Special Populations Grants
1501.509	Workforce Preparation Grants
1501.510	Reporting Requirements
1501.511	Chart of Accounts
1501.514	Business Assistance Grants (Repealed)
1501.515	Advanced Technology Equipment Grants
1501.516	Capital Renewal Grants
1501.517	Retirees Health Insurance Grants
1501.518	Uncollectible Debts

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1501.602	Approval of Capital Projects
1501.603	State Funded Capital Projects
1501.604	Locally Funded Capital Projects
1501.605	Project Changes
1501.606	Progress Reports (Repealed)
1501.607	Reporting Requirements
1501.608	Approval of Projects in Section 3-20.3.01 of the Act
1501.609	Completion of Projects Under Section 3-20.3.01 of the Act
1501.610	Demolition of Facilities

## SUBPART G: STATE COMMUNITY COLLEGE

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1501.701	Definition of Terms
1501.702	Applicability
1501.703	Recognition



## ILLINOIS COMMUNITY COLLEGE BOARD

## NOTICE OF PROPOSED AMENDMENTS

1501.704 Programs  
1501.705 Finance  
1501.706 Personnel  
1501.707 Facilities

## SUBPART H: PERSONNEL

## Section

1501.801 Definition of Terms  
1501.802 Sabbatical Leaves

**AUTHORITY:** Implementing and authorized by Articles II and III and Section 6-5.3 of the Public Community College Act (Ill. Rev. Stat. 1991, ch. 122, pars. 102-1 et seq., 103-1 et seq., and 106-5.3) [110 ILCS 805/Art. 2, Art. 3, and 6-5.3].

**SOURCE:** Adopted at 6 Ill. Reg. 14262, effective November 3, 1982; codified at 7 Ill. Reg. 2332; amended at 7 Ill. Reg. 16118, effective November 22, 1983; Sections 1501.103, 1501.107 and 1501.108 recodified to 2 Ill. Adm. Code 5175 at 8 Ill. Reg. 6032; amended at 8 Ill. Reg. 14262, effective July 25, 1984; amended at 8 Ill. Reg. 19383, effective September 28, 1984; emergency amendment at 8 Ill. Reg. 22603, effective November 7, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 24299, effective December 5, 1984, for a maximum of 150 days; amended at 9 Ill. Reg. 3691, effective March 13, 1985; amended at 9 Ill. Reg. 9470, effective June 11, 1985; amended at 9 Ill. Reg. 16813, effective October 21, 1985; amended at 10 Ill. Reg. 3612, effective January 31, 1986; amended at 10 Ill. Reg. 14658, effective August 22, 1986; amended at 11 Ill. Reg. 7606, effective April 8, 1987; amended at 11 Ill. Reg. 18150, effective October 27, 1987; amended at 12 Ill. Reg. 6660, effective March 25, 1988; amended at 12 Ill. Reg. 15973, effective September 23, 1988; amended at 12 Ill. Reg. 16699, effective September 23, 1988; amended at 12 Ill. Reg. 19691, effective November 15, 1988; amended at 13 Ill. Reg. 1182, effective January 13, 1989; amended at 13 Ill. Reg. 14904, effective September 12, 1989; emergency amendment at 14 Ill. Reg. 299, effective November 9, 1989, for a maximum of 150 days; emergency amendment expired on April 9, 1990; amended at 14 Ill. Reg. 4126, effective March 1, 1990; amended at 14 Ill. Reg. 10762, effective June 25, 1990; amended at 14 Ill. Reg. 11771, effective July 15, 1990; amended at 14 Ill. Reg. 13997, effective August 20, 1990; amended at 15 Ill. Reg. 10929, effective July 11, 1991; amended at 16 Ill. Reg. 12445, effective July 24, 1992; amended at 16 Ill. Reg. 17621, effective November 6, 1992; amended at 17 Ill. Reg. 1853, effective February 2, 1993; expedited correction at 18 Ill. Reg. 3027, effective August 20, 1990; amended at 18 Ill. Reg. 4635, effective March 9, 1994; amended at 18 Ill. Reg. 8906, effective June 1, 1994; amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

## SUBPART E: FINANCE

## ILLINOIS COMMUNITY COLLEGE BOARD

## NOTICE OF PROPOSED AMENDMENTS

## Section 1501.501 Definition of Terms

Advanced Technology Equipment Grant. The advanced technology equipment grant provides state funds to Illinois public community colleges for the procurement of equipment necessary to upgrade curricula impacted by technological changes. (See Section 2-16 of the Act.)-

Annual Financial Statement. The "annual financial statement," which is required to be published by a district, consists of two parts: an annual financial report, which includes a statement of revenues and expenditures along with other basic financial data; and an annual program report, which provides a narrative description of programs offered, goals of the district, and student and staff data.

Attendance at Mid-Term. A student is "in attendance at mid-term" in a course if the student is currently enrolled in and actively pursuing completion of the course.

Auditor. An auditor is a person who enrolls in a class without intent to obtain academic credit and whose status as an auditor is declared by the student, approved by college officials, and identified on college records prior to the end-of-registration date of the college for that particular term.

Business Assistance Centers and Workforce Preparation Offices. Business assistance centers and workforce preparation offices are entities at community colleges that conduct, coordinate, and assist with workforce preparation activities.

Capital Renewal Grants. Capital renewal grants are state grants allocated proportionally to each community college district based on the latest fall on-campus nonresidential gross square feet of facilities as certified by the ICCB. Such grants are to be utilized for miscellaneous capital improvements such as rehabilitation, remodeling, improvement, and repair; architect/engineer services; supplies, fixed equipment, and materials; and all other expenses required to complete the work.

Residency - Applicability-Verification of Status. As part of verification that its credit hours are eligible to receive ICCB grants, each community college district shall adopt a process for verifying the residency status of its students and shall file a description of this process with the ICCB by July 1, 1990. The process shall include the methods for verifying residency as defined in the general provisions, special state provisions, and district

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provisions of this subsection. Each district shall file descriptions of any revisions to its process with the ICCB prior to their implementation.

**Residency - General Provisions.** The following provisions apply both to state and district residency definitions:

To be classified as a resident of the State of Illinois or of the community college district, each student shall have occupied a dwelling within the state or district for at least 30 days immediately prior to the date established by the district for classes to begin.

The district shall maintain documentation verifying state or district residency of students.

Students occupying a dwelling in the state or district who fail to meet the 30-day residency requirement may not become residents simply by attending classes at a community college for 30 days or more.

Students who move from outside the state or district and who obtain residence in the state or district for reasons other than attending the community college shall be exempt from the 30-day requirement if they demonstrate through documentation a verifiable interest in establishing permanent residency.

**Residency - District Provisions.** Students shall not be classified as residents of the district where attending even though they may have met the general 30-day residency provision if they are:

- 1) federal job corps workers stationed in the district;
  - 2) ~~members-of-the-armed-services-stationed-in-the-district;~~
  - 3) inmates of state or federal correctional/rehabilitation institutions located in the district;
  - 4) full-time students attending a postsecondary educational institution in the district who have not demonstrated through documentation a verifiable interest in establishing permanent residency; and
  - 5) students attending under the provisions of a chargeback or contractual agreement with another community college.
- Residency - Special State Provisions.** Students shall be classified as residents of the state without meeting the general 30-day residency provision if they are:
- 1) federal job corps workers stationed in Illinois;
  - 2) members of the armed services stationed in Illinois;
  - 3) inmates of state correctional/rehabilitation institutions located in Illinois; or
  - 4) employed full time in Illinois.

**Special Populations Grant.** A "special populations grant" provides funding for:

Special or extra services to assist special populations students to initiate, continue, or resume their education, including

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tutoring, educational and career counseling, referrals to external agencies, and testing/evaluation to determine courses or services needed by a special populations student.

Courses (not funded through credit hour grants) to provide the academic skills necessary to remedy or correct educational deficiencies to allow the attainment of educational goals, including remedial, adult basic education, adult secondary education, and English as a Second Language courses.

**Special Populations Student.** A "special populations student" is a student with a social, physical, developmental, or academic disability that makes it difficult for such a student to adapt to a college environment designed for the nonspecial populations student. This may include students from minority racial/ethnic groups. Colleges shall designate which of their students are special populations as determined by teacher and counselor evaluations and various standardized tests selected by the colleges.

**Workforce Preparation Activities.** Workforce preparation activities create or retain jobs and increase employment opportunities.

**Workforce Preparation Grants.** Workforce preparation grants provide funds for conducting workforce preparation activities.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 150L.507 Credit Hour Grants**

- a) Claims for credit hours shall be submitted within thirty (30) days after the end of each term on forms provided by the ICCB.
- b) Course Requirements. Courses which produce credit hours eligible for ICCB grants shall satisfy the following requirements:
  - 1) Courses shall be offered for the number of credit hours for which they are approved by the ICCB.
  - 2) Courses which have variable credit hours shall be claimed in specified increments only up to the maximum credit value approved for the course.
  - 3) Course data shall be posted to the permanent academic record of each student claimed.
  - 4) Courses shall be a part of units of instruction which have been approved by the ICCB, or the courses must be authorized extensions of existing units of instruction.
  - 5) Courses shall have specific written objectives.
  - 6) A course outline shall be available for review by any student or citizen.
  - 7) Courses shall have a method of evaluating student performance which follows the adopted college grading system.



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- 8) Courses shall follow the adopted college policies on student tuition.
- 9) The following categories of physical education courses shall be the only ones to produce eligible credit hours:
  - A) Elective physical education courses;
  - B) Required courses for majors and minors in physical education, recreational leadership, and related programs;
  - C) Physical education courses in teacher education programs as required by the State Teachers Certification Board.
- 10) Courses shall produce a maximum rate of one (1) semester credit hour or equivalent per week. Requests for exceptions to this part may be submitted to the ICCB. The criteria utilized by the ICCB for exceptions shall include:
  - A) documentation of need for an intensified or accelerated schedule;
  - B) student population identified with testing and/or screening to indicate special needs and/or competencies;
  - C) how courses are instructed, including schedule of classes, study time allotted for students, method of instruction and how students are evaluated;
  - D) time period of instructional activity and projected termination date;
  - E) procedures to evaluate the accelerated instructional activity.

c) Student Requirements. The following requirements shall apply to students who generate credit hours eligible for ICCB grants:

- 1) Students shall be certified by their instructors as being in attendance at mid-term by including a certification statement on the mid-term class roster, signed and dated by the instructor.
- 2) Students who complete a course with a passing grade by the end of the term and who were not certified as being in attendance at mid-term by the instructor shall be considered as having been in attendance at mid-term.
- 3) Students enrolled in variable entry/variable exit classes or short-term classes of less than eight weeks may be certified by their instructors as having been in attendance at mid-term by including a certification statement on the final class roster, signed and dated by the instructor.

3+4) Students shall be residents of the State of Illinois.

4+5) Auditors or visitors in a course shall not produce eligible credit hours.

5+6) Students who repeat enrollment in a course shall produce credit hours eligible for ICCB grants when one of the following conditions is met:

- A) If the student completed the course the first time of enrollment with less than a grade of C (or equivalent) and if the student was claimed for credit hour grant funding, the student may enroll and be claimed in the course one

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- additional time, or
- B) If the student enrolled in the course previously and withdrew before completing the course, and if the student was claimed for credit hour grant funding, the student may enroll and be claimed in the course one additional time, or
- C) If a student completed the course previously and was claimed for credit hour grant funding, the student may be claimed for retaking the course if the student uses his/her option to retake the course tuition free under the college's educational guarantee program, or
- D) If the last time the student completed the course was at least four years previously, the student may be claimed for credit hour grant funding if the student repeats the course to upgrade his/her skills in that area, or
- E) If a course has been approved by the ICCB to be repeated, the student may repeat the course and be claimed as often as approved by the ICCB.
- d) Exceptions. The following credits will not be eligible for ICCB credit hour grants:
  - 1) Credit by examination;
  - 2) Military service credit for physical education;
  - 3) Transfer of credit earned at other institutions or in the armed forces;
  - 4) Proficiency examinations;
  - 5) Advanced placement credits;
  - 6) Other methods of program acceleration which do not include instruction.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

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1) Heading of the Part: Merit Commission Rules

2) Code Citation: 80 Ill. Adm. Code 100

3) Section Numbers: Proposed Action:

100.5	Added
100.10	Amended
100.20	Amended
100.30	Amended
100.40	Amended
100.50	Amended
100.55	Added
100.60	Amended
100.70	Amended
100.80	Amended
100.90	Amended
100.100	Amended
100.110	Amended
100.115	Added
100.117	Added
100.120	Amended
100.130	Amended
100.140	Amended
100.150	Amended

4) Statutory Authority: Implementing and authorized by the Comptroller Merit Employment Code [15 ILCS 410/8c(10)].

5) Complete Description of the Subjects and Issues Involved: These rule amendments involve technical changes to clarify various portions of the rules and add new sections which conform the rules to existing state law.

The amendments add a definitions section and other sections acknowledging collective bargaining agreements, prohibiting ex parte consultations with Commission Members or a Hearings Officer and establishing qualifications for a Hearings Officer. The technical amendments amplify the duties of a Hearings Officer, standardize references and standardize time periods. The rules concerning ex parte consultations and qualifications of a Hearings Officer conform with the applicable provisions of the Administrative Procedure Act, [5 ILCS 100/10-20] and [5 ILCS 100/10-60], which have been amended since the last amendments to the rules.

6) Will this proposed amendment replace an emergency rule currently in effect? No.

7) Does this rulemaking contain an automatic repeal date? No.

8) Does this proposed amendment contain incorporations by reference? No.

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9) Are there any other proposed amendments pending on this Part? No.

10) Statement of Statewide Policy Objective: These proposed amendments do not affect units of local government.

11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: Any interested persons may submit comments, data, views, or arguments concerning this proposed rulemaking. All comments must be in writing and addressed to Marylou Lowder Kent, Chair, Comptroller Merit Commission, 325 West Adams Street, Springfield, Illinois 62704, (217)785-1127. The Commission will consider all written comments it receives within 30 days after the publication of this notice.

12) Initial Regulatory Flexibility Analysis:

A) Reporting, bookkeeping or other procedures required for compliance: None

B) Types of professional skills necessary for compliance: None

The full text of the Proposed Amendments begins on the next page:



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## TITLE 80: PUBLIC OFFICIALS AND EMPLOYEES

## SUBTITLE A: MERIT EMPLOYMENT SYSTEMS

## CHAPTER III: STATE COMPTROLLER

## PART 100

## MERIT COMMISSION RULES

## Section

- 100.5 Definitions
- 100.10 Meetings of the Commission
- 100.20 Classification Plan
- 100.30 Personnel Rules
- 100.40 Jurisdiction B Exemptions
- 100.50 Orders of Compliance
- 100.55 Collective Bargaining Agreements
- 100.60 Appeals, Filing Requirements and Hearings
- 100.70 Disciplinary Hearings
- 100.80 Geographical Transfers
- 100.90 Allocation Appeals
- 100.100 ~~Personnel~~ Merit Employment Code and Personnel Rule Violations
- 100.110 Qualification and Authority of the Hearings Officer
- 100.115 Ex Parte Consultations
- 100.117 Response to Proposed Decision
- 100.120 Record of Proceedings
- 100.130 Authority of Commission Over Hearings Officer
- 100.140 Administrative Review
- 100.150 Adoption, Amendment and Recision of Rules

**AUTHORITY:** Implementing and authorized by the Comptroller Merit Employment Code [15 ILCS 410].

**SOURCE:** Emergency rule adopted at 3 Ill. Reg. 17, p. 66, effective April 18, 1979, for a maximum of 150 days; adopted at 3 Ill. Reg. 28, p. 69, effective July 5, 1979; amended at 7 Ill. Reg. 5416, effective April 11, 1983; codified at 8 Ill. Reg. 5645; amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

**Section 100.5 Definitions**

Allocation: Proper assignment of any position to a class.

Certified Employee: An employee who has successfully completed an appointment and a required probationary period (80 Ill. Adm. Code 500.10).

Chair: Chair of the Merit Commission, appointed by the Comptroller for a 2-year term.

Classification Plan: A position classification plan for all positions

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subject to the Comptroller Merit Employment Code, based upon similarity of duties performed, responsibilities assigned, and conditions of employment.

Code: The Comptroller Merit Employment Code [15 ILCS 410].

Commission: The Merit Commission, created by the Comptroller Merit Employment Code, composed of 3 Members appointed by the Comptroller, by and with the advice and consent of the Senate. No more than 2 Members may be affiliated with the same political party. [15 ILCS 400/8]

Department: An organizational entity directly subordinate to the Comptroller or Deputy Comptroller.

Director: Director of the Department of Personnel.

Geographic Transfer: Transfer from one geographical location in the State to another.

Hearings Officer: A qualified person designated by the Merit Commission to preside over hearings.

Incumbent: The person currently holding a position.

Jurisdiction B: That portion of the Comptroller Merit Employment Code which requires that certain employees must be employed on the basis of merit and fitness.

Office of the Commission: 325 West Adams Street, Springfield, Illinois 62704.

Prima facie case: A case which has produced evidence sufficient to support a finding in favor of the person producing the evidence unless evidence to the contrary is produced.

(Source: Added at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 100.10 Meetings of the Commission**

- a) The Merit Commission ("Commission") shall meet periodically monthly in accordance with a written schedule established by the Chairman Chair at the beginning of each calendar year and posted at the office Office of the Merit Commission in Springfield, Illinois. At the discretion of the Chair, any monthly meeting may be canceled upon written notice to each Member, State Comptroller and the Director. Grounds for cancellation include, but are not limited to, lack of availability of a sufficient number of Commission members to

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State. Unless the Commission disapproves the recommended changes within 30 days following receipt of the rulemaking proposal from the Director, the Director may file the changes with the Secretary of State as a proposed rulemaking. If the proposed rulemaking is modified in any way other than modifications limited to spelling, typing, punctuation or grammar, pursuant to comment from the public or the Joint Committee on Administrative Rules, as authorized by the Illinois Administrative Procedure Act, the modified rulemaking shall be again submitted to the Commission, along with a report from the Director on options the Commission can take with respect to those modifications. Unless the Commission disapproves the modified version of the rulemaking within 30 days following its receipt from the Director, the rulemaking may be adopted by filing with the Secretary of State in accordance with IAPA.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 100.40 Jurisdiction B Exemptions

- a) The Commission, upon written recommendation of the Director, may exempt from Jurisdiction B positions which, in the judgment of the Commission, involve either principal administrative responsibility for the determination of policy, or principal administrative responsibility for the way in which policies are carried out, or are highly confidential positions.
- b) The Commission may review such exempt positions and, if the conditions of subsection (a) above no longer exist, shall rescind the exempt status.
- c) For all positions currently exempt by action of the Commission, the Director shall inform the Commission promptly in writing of all changes in duties, responsibilities, organization, location, allocation or identity.
- d) Prior to granting an exemption from Jurisdiction B, the Commission will notify the incumbent of the position, if any, of its proposed action, whereupon the incumbent and/or his/her the incumbent's representative may appear at the Commission meeting at which such the action is to be taken and present objections to such the exemption.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 100.50 Orders of Compliance

- a) The Commission may, from time to time, review and investigate personnel policies, actions or activities and administrative practices to insure that they are in compliance with the Code. Such review and investigation will be utilized by the staff in rendering reports to the Commission.
- b) Findings by the Commission of probable discrepancies with respect to

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constitute a quorum; weather emergencies; lack of sufficient pending business warranting the Commission's attention. Any other meetings shall be called by the Chairman Chair upon a three-day 3-day written notice of the date, time and place to each member Member, the State Comptroller and the Director of Personnel.

- b) Regular meetings will convene at Springfield or at Chicago, Illinois.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 100.20 Classification Plan

- a) The Commission will review the class specifications requiring Commission approval under the Classification Plan and will approve those which meet the requirements of the State Comptroller Merit Employment Code ("Code") [15 ILCS 410] and personnel rules (80 Ill. Adm. Code 500), including the Classification Plan, and which conform to currently acceptable principles of position classification in the merit system.
- b) The Executive Secretary is delegated authority to grant interim approval to revisions in the Classification Plan at the request of the Director if such revisions are found by the Commission staff to be satisfactory and are within the parameters of like specifications theretofore reviewed and approved by the Commission within the preceding six months, subject to a nine-month pre-ratification by the Commission at its next regular meeting.
- c) In the event that it can be reasonably anticipated that employee layoffs will result by virtue of class specification revisions, the Director will supply to the Commission, prior to review, full detailed information respecting such prospective layoffs.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 100.30 Personnel Rules

The Commission has power to disapprove new rules or amendments to existing rules submitted by the Director. Such proposed new rules or amendments of existing rules submitted to the Commission shall be accompanied by a report of proceedings attending the prior public hearing required by law with respect to them. If the Commission does not disapprove new rules or any amendment to existing rules within 30 days following the receipt from the Director of the new rules or amendments, the force and effect of law subject to the provisions of the Illinois Administrative Procedure Act (41 Ill. Rev. Stat. 1991, ch. 127, par. 1001-1 et seq.).

The Director may recommend changes to the personnel rules of the Office of the Comptroller, but any rulemaking affecting those rules shall be submitted to the Commission for approval before being proposed by filing with the Secretary of



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the Code or rules, when communicated in writing to the Director and the appropriate Department Head, are considered as an order to the Director either to correct the probable discrepancy or to furnish an explanation to support a conclusion that a probable discrepancy does not exist. If, within 30 days after receipt of such the order, neither appropriate corrective action has been initiated nor a satisfactory explanation has been submitted by the Director, the Commission may record such the violations in the Minutes of its meetings and take such other action as is appropriate to correct such the violations.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 100.55 Collective Bargaining Agreements**

The Commission shall give full recognition and effect to provisions of collective bargaining agreements relating to wages, hours and conditions of employment reached under the provisions of the Illinois Public Labor Relations Act [5 ILCS 315].

(Source: Added at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 100.60 Appeals, Filing Requirements and Hearings**

## a) Filing Requirements

1) A certified employee who has been served with written charges approved by the Director for removal, discharge, demotion or suspension for a period of more than 30 days within a twelve-month 12-month period, or any certified employee or any employee exempt from Jurisdiction B served with an approved order for geographical transfer, may appeal to the Merit Commission. provided such the appeal is made in writing and received by the Commission within 15 days after service of such the approved charges, or in the case of geographical transfer, within 15 days of the date the employee is required to report to the new location.

2) Any employee affected by the allocation of a position to a class may appeal to the Commission, provided that the employee has requested and received a reconsideration decision from the Director, and that the appeal to the Commission is received within 15 days after service of the Director's reconsideration decision.

3) For the purpose of determining the timeliness of filing only, "receipt" is ~~herein~~ defined to mean either personal delivery or date of postmark when deposited in the U. S. mail, in a sealed envelope, with postage prepaid, and properly addressed. Holidays, Saturdays and Sundays will be excluded from computing filing

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dates if the last day for filing falls upon a weekend or legal holiday, in which event the last date for filing would be the first business day following such the weekend or legal holiday.

- b) Time of Hearing  
Within 30 days following actual ~~in-hand~~ receipt of a written request for hearing, except in position allocation ~~appeals~~ and geographical transfer appeals, the Commission shall grant the parties a hearing. Hearings concerning ~~geographical~~ transfer ~~appeals~~ and allocation appeals ~~hearings~~ shall be granted as soon as practicable after receipt of a request for hearing.

## c) Appeal Hearing File

After a charge has been filed with the Commission, a hearing file shall be established which shall contain all documents pertinent to the charge. Either party to the hearing may inspect the file during regular business hours in the Office of the Commission.

## e)d) Conduct of Hearings Hearing

All disciplinary hearings shall be public. ~~Each-party~~ Parties may call witnesses to testify in ~~his/her~~ their own behalf and to have the aid of counsel or other representation at ~~his/her~~ their own expense. ~~The respective-parties~~ Parties may cross-examine opposing witnesses and present documentary and demonstrative evidence. ~~The-hearings~~ Hearings shall be conducted in accordance with the contested case provisions of the Illinois Administrative Procedure Act.

## d)e) Filing and Form of Papers Filing Procedure - Computation of Time

1) ~~The original copy of a complaint, appeal, pleading, written motion or notice, or other papers must be filed in the Office of the Commission.~~

2) ~~Papers shall be signed in ink by the party filing the papers and by his/her representative and contain the address of the party, or if represented, the name, business address, and telephone number of such representative. To insure speedy resolution of proceedings, the Commission expects that copies of all filed papers shall be served on all known parties to proceedings and notice of such service shall be given to the Commission.~~

3) ~~Compliance with this Section is not jurisdictional.~~

## 1) Filing and Form of Papers

A) The original complaint, appeal, pleading, written motion, notice or other papers, except for responses to proposed decisions which is governed by Section 100.110(b), must be filed in the Office of the Commission.

B) Papers shall be signed in ink by the party filing the papers or by the party's representative and contain the address of the party, or if represented, the name, business address and telephone number of the representative. The party filing papers shall be responsible for service of the papers on all parties to the proceedings, and notice of service shall be given to the Commission.

C) Each document shall show on the first page the caption and case number assigned by the Commission and shall identify

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the party on whose behalf the document is filed. The final page of each filed document shall contain the name, address and telephone number of counsel, other representative or the party if the party is self-represented.

2) Computation of Time

Whenever a time period commences upon a person's receipt of service or notice and service is by mail, receipt shall be deemed to have occurred on the 4th day after mailing.

3) Filing by Facsimile

Filings may be by facsimile if done in accordance with all other rules in this part, provided that within 5 days after the day of filing by facsimile, the original document is filed at the Office of the Commission.

e) f) Notice

Notice to a designated representative is notice to his/her the client. Notice to an employee who is not represented shall be served at the address specified in the employee's appeal filing or, in the absence of such specification, to the last address shown in the employee's personnel file. Notice shall be served at the General Law Division of the Attorney General's Office with a copy of the notice shall be sent to the Department Head, except in cases of allocation appeals whereupon notice shall be sent to the Director.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

Section 100.70 Disciplinary Hearingsa) Charges

1) Written charges approved by the Director seeking an employee's discharge, demotion or suspension totaling more than 30 days in any twelve-month 12-month period, shall contain a specific statement of facts which allege the cause for the proposed action sought against the employee. If a breach of a statutory duty or a rule of the agency is alleged, the statute or rule shall be cited in connection with the charge.

2) Charges shall be set forth in separately numbered paragraphs and contain the dates, names of persons, places, and facts necessary to properly allege cause. Charges must be specific enough to apprise the employee of the nature and substance of the cause alleged for the disciplinary action.

b) Motion With Respect Objecting to Charges

1) If any party objects to the written charges, the Commission favors the practice of submitting motions outlining such the objections shall be submitted at least 10 days prior to the date of the hearing.

2) The motion specifically shall point out specifically the any defects contained of and shall ask for appropriate relief, such as: that the action be dismissed, or that a charge be made more

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definite and certain in a specified particular, or that designated immaterial matter be stricken out and so forth. After ruling on the motion, the Hearings Officer may enter an appropriate order either to permit or require pleading over or amending or terminating the matter in whole or in part.

c) Continuances

1) The Commission, or a Hearings Officer appointed by it to conduct a hearing, may, at its discretion, for good cause shown, on timely motion, after notice to the opposite party, extend the time for filing any pleading or paper papers or may continue the date of a scheduled hearing for a limited period.

2) Motions for extensions or continuances are not timely unless asserted at least 48 hours prior to the time scheduled for filing or hearing except for emergencies.

3) The granting of Granting a request for continuance by the employee in a discharge appeal will constitute a voluntary waiver by him/her of any claim to compensation for the period of such the continuance if he/she the employee is ordered retained or reinstated, in his/her position except where the complainant files a timely request for continuance and such the request for continuance is a result of failure by the respondent to respond in a timely manner prior to the hearing date.

d) Request for List of Witnesses

Upon timely request made, either party must furnish to the other party a list of the names and addresses of prospective witnesses.

e) Right to Inspect and Interview

Any party or their the party's representative shall have the right, upon timely motion, to inspect any relevant documents in the possession of or under the control of any other party and to interview employees having knowledge of relevant facts. Interviews of employees and inspection of documents shall be at times and places reasonable for the employee and for the appointing power.

f) Appearance of Witnesses and Issuance of Subpoenas

1) The Executive Secretary of the Commission is authorized to issue subpoenas for those witnesses or documents as may be required by any party. Subpoenas duces tecum shall specify the books, papers and accounts or documents desired to be produced. The appearance of a party, or agent and/or employee of a party, may be secured by merely serving the party with written notice designating the persons required to appear for good cause shown. The Hearings Officer on motion may quash or modify any subpoena or notice.

2) The Code provides that any person who shall fail to appear in response to a subpoena or to answer any question or produce any books or papers pertinent to any such investigation or hearing or who shall knowingly give false testimony hereon shall be guilty of a misdemeanor.

1) Upon written request by a party to a contested case, the Commission will issue a subpoena for attendance of a witness or



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production of books, papers, documents or other tangible objects at a hearing or deposition. Subpoena forms may be obtained by applying to the Office of the Commission.

2) The cost of service and witness and mileage fees shall be borne by the person requesting the subpoena. Witness and mileage fees shall be the same as are paid witnesses in the circuit courts of the State of Illinois.

3) The person requesting a subpoena shall be responsible for its service. A subpoena shall be served reasonably in advance of its return date. The subpoena shall state the telephone number and address of the person initialing its issuance and shall identify the person or evidence subpoenaed and the person to whom and the place, date and time at which it is returnable.

4) Within 5 days after service of a subpoena on any person, the person may file a petition to quash or modify the subpoena, stating reasons in support of such relief. A copy of the petition shall be served at the same time on the person serving the subpoena. Whenever a petition to quash a subpoena is properly filed under this Section, the petitioner shall not be required to respond to the subpoena until the petition has been ruled upon.

5) Any witness subpoenaed for a deposition may be required to attend only in the county in which he or she resides or is employed or transacts business in person or, in the case of a petitioner, in the county in which the action is pending or, for good cause shown, in any other place ordered by the Hearings Officer.

6) Whenever any person shall knowingly fail or refuse to comply with a subpoena served in accordance with this Section, the party serving the subpoena or the Commission shall petition the circuit court pursuant to the Code for an order enforcing the subpoena. The Code provides that any person who shall fail to appear in response to a subpoena or to answer any question or produce any books or papers pertinent to any investigation or hearing or who shall knowingly give false testimony shall be guilty of a misdemeanor.

7) The appearance of a party or agent or employee of a party may be secured by merely serving the party with written notice designating the persons required to appear.

## g) Pre-Hearing Conference

1) In any action, the Hearings Officer may hold a pre-hearing conference. At the conference, the parties, or their representative, shall appear as the Hearings Officer directs to consider:

A) the simplification of the issues;

B) Amendments to the charges;

C) the possibility of obtaining the admissions and stipulations of fact and of documents which will avoid unnecessary proof;

D) the limitation of the number of expert witnesses;

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E) Any other matters which may aid in the disposition of the action: Pending motions; or  
F) Other matters which may aid in the disposition of the action.

2) The Hearings Officer shall make an order which recites any action taken, any the agreement made by the parties as to any of the matters considered, and the issues to be heard.

## h) Written interrogatories

1) Any party may direct written interrogatories to any other party, provided that said the interrogatories are served 14 days prior to the scheduled hearing date or any continued hearing date. Interrogatories shall be restricted to the subject matter of the particular case.

2) Within fourteen 14 days after the service of the interrogatories, an answer or objection shall be made to each interrogatory. If any answer may be obtained from a document in the possession or control of a party, it shall be sufficient to specify that document as an answer.

3) Answers to interrogatories may be used in the same manner in Commission proceedings as depositions.

## i) Depositions

Upon order of the Hearings Officer, the Commission's--its--Hearings Officer--or--any--party--may--cause--a--deposition--of--any--witness--to--a deposition of any witness may be taken for use in a Commission proceeding. The deposition may be taken in the manner provided by law for depositions in civil actions in the courts of this State.

## j) Written Admissions

A party may serve on any other party a written request for the admission by the latter of the truth of any specified relevant fact set forth in the request, or for the admission of genuineness of any relevant documents described in the request, provided that said the request is served 15 14 days prior to the scheduled hearing date or any continued hearing date. Copies of the documents shall be served with the request unless copies have already been furnished. Failure to answer such the request within a 15-day 14-day period or any extensions thereof granted shall be deemed as an admission of all items contained in the request.

## k) Opening and Closing Statements

Upon the opening of the hearing, the Hearings Officer may allow the Petitioner petitioner and the Respondent respondent to make opening statements. Upon the close of the hearing, each side may make a closing statement orally and/or by written brief at the discretion of the Hearings Officer, incorporating arguments of fact and law.

## l) Examination of Adverse Party or Agent

In the hearing of any case, any party or his/her the party's agent may be called and examined as if under cross-examination at the instance of any adverse party. The party calling for the examination is--not concluded--thereby--but may rebut the testimony thus given and may impeach the witness by proof of prior inconsistent statements.

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- m) Hostile Witnesses  
If the Hearings Officer determines that a witness is hostile or unwilling, the witness may be examined by the party calling him/her as the witness as if under cross-examination. The party calling an occurrence witness may, upon showing that he/she called the witness the witness was called in good faith but that the party is surprised by his/her testimony, impeach the witness by proof of prior inconsistent statements.
- n) Failure to Comply with Orders or Rules  
If a party, or any person at the instance of or in collusion with a party, unreasonably refuses to comply with these rules, the hearing authority may enter such adverse finding, order or decision as may be necessary to insure just disposition of the matter.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 100.80 Geographical Transfers

- a) In appeals to the Commission from permanent transfers from one geographical area in the State to another, the employee shall have the burden of introducing sufficient, competent, and credible evidence showing that the transfer was unreasonable, unjust, capricious or not a bona fide attempt to serve the best interests of the operating agency Office of the Comptroller.
- b) Under normal circumstances, a temporary transfer of an employee for a period in excess of 30 days will be considered a permanent transfer, to Section 100.60(a) hereina.
- c) Unless inconsistent with this Section, the procedures governing Section 100.70 shall apply to geographical transfer hearings.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 100.90 Allocation Appeals

- a) An employee must, within 15 14 days after the day of receipt of the Director's decision on reconsideration, serve notice upon the Commission of his/her the employee's intent to appeal the reconsideration decision of the Director. A copy of the notice of intent must be served upon the Director. Such The notice should shall state the name of the employee, his/her the employee's department and a description of the classification dispute.
- b) Upon the receipt of a notice of intent to appeal, the Director shall file with the Commission within 20 days a submission setting forth in full a clear and brief recitation of all relevant facts, argumentative factors arguments and documentary evidence submitted in exhibit form to substantiate the reconsidered decision. If said the submission, as

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- a matter of law, does not set forth facts and reasons from which it could be reasonably concluded that the employee is properly classified, summary judgment may be granted. A copy of the submission shall be served upon the employee.
- c) Within 20 days after the day of the receipt of the Director's submission, the employee must file with the Commission an answer setting forth all relevant facts, argumentative facts arguments and documentary evidence in exhibit form. A copy of such the answer must be served upon the Director. The employee shall point out with particularity its disagreement with the submission of the Director.
- d) If upon reviewing the material submitted by the Director the employee desires an oral conference he/she should so indicate within five days of the receipt of employee's material. An informal conference will be convened if requested by either of the parties and due notice will be given the parties of the time and date of such hearing. If an employee or the Director desires an informal oral conference with the opposing party, a request for the conference shall be filed not later than 5 days after the employee's answer is due pursuant to subsection (c) above. An informal oral conference will be convened if requested by either of the parties and due notice will be given the parties of the time and date of the conference which will be conducted in the presence of either the Chair or a Hearings Officer.
- e) Parties may be heard either in person, by counsel or by other representatives as they may respectively elect.
- f) Upon written request of either side, the Commission may issue subpoenas to compel the production of documents or persons having relevance to the issues of the dispute.
- g) The Commission may make its decisions decision on the pleadings, the submission and answer or it may order formal hearings held on disputed issues of fact or law at the request of either party or upon its own motion.
- h) Upon failure to comply with these rules, the Commission may make its decision on the facts before it, if sufficient facts exist, or it may default the non-complying noncomplying party. Such a decision action shall be deemed to be a decision on the merits of the appeal. In making such decision an adverse inference may be drawn against any party failing to comply with these rules.
- i) Unless inconsistent with this Section, the procedures governing Section 100.70 shall apply to formal allocation hearings.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 100.100 Personnel Merit Employment Code and Personnel Rule Violations

- a) A certified employee who believes that a personnel transaction has been falsely labeled in an attempt to deprive the Commission of jurisdiction under Section 9 of the Code and and/or the procedures set forth in Section Sections 100.70, 100.80 and 100.90 of this Part



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herein, or who believes that a personnel transaction adversely affecting him/her the employee violates either the Code or the Personnel-Rules personnel rules (80 Ill. Adm. Code 500), may within a period of 15 days after receiving actual notice of such the violation appeal in writing to the Commission.

b) The appeal must allege specific facts which if proven would establish a prima facie case that the personnel transaction named was a false transaction, or that the Code or and/or a Personnel-Rule personnel rule was violated in an attempt to deprive the employee of his/her rights under the Code or rules. Any appeal which fails to allege sufficient and specific facts to support the allegation may be summarily dismissed by the Commission.

c) The Commission may make its decision on the appeal after an investigation of the allegations or it may order a hearing on any disputed issue of fact or law. In any hearing called under the provisions of this Section to resolve a dispute of fact, the employee has the burden of establishing by the introduction of competent evidence a prima facie case proving that the alleged violation took place.

d) Nothing in this Section shall be construed to preclude employees from timely asserting any other rights given to them under the provisions of the Code or Personnel Rules.

e) Unless inconsistent with this Section, the procedures governing Section 100.70 shall apply to this Section.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 100.110 Qualification and Authority of the Hearings Officer

a) The Hearings Officer--appointed--by--the--Commission--shall--have--the authority--to--conduct--hearings--and--pre-hearing--conference--to administer oaths--to-examine-witnesses--to-make--rulings--on--motions--and--to--issue--order--subject-to-Commission-review--He/she--shall--also have authority to rule on any substantive or procedural matters--not covered--within--these--rules--such--rulings--to-be--subject-to-the-final review-of-the-Commission;

a) Qualification of Hearings Officer  
A Hearing Officer shall possess a license to practice law in the State of Illinois.

b) In every contested case, the Hearing Officer shall prepare a proposal for decision in accordance with Section 10-45 of the Illinois Administrative Procedure Act, shall be forwarded to the parties in sufficient time to allow the filing of written exceptions and legal arguments prior to the Commission rendering a final decision.

b) The Hearings Officer has the authority to conduct hearings and pre-hearing conferences, to take all necessary action to avoid delay, to maintain order, and to insure the development of a clear and

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complete record. The Hearings Officer shall have all powers necessary to conduct a hearing including the power to:

1) Administer oaths and affirmations;  
2) Regulate the course of hearings, set the time and place for continued hearings, fix times for filing of documents, provide for the taking of testimony by deposition if necessary, rule on motions and generally conduct the proceedings according to this Part, Article 10 of the IAPA and principles of administrative law as applied by the courts and this subsection;

3) Examine witnesses and direct witnesses to testify;

4) Limit the number of times any witness may testify, limit repetitious or cumulative testimony and set reasonable limits on the amount of time each witness may testify or be cross-examined;  
5) Rule upon offers of proof and receive relevant evidence;

6) Direct parties to appear and confer for the settlement or simplification of issues and otherwise conduct pre-hearing conferences;

7) Dispose of procedural requests or similar matters;

8) Render findings of fact, opinions and recommendations for an order of the Commission;

9) Reprimand or exclude from the hearing any person for indecorous or improper conduct committed in the presence of the Hearings Officer;

10) Take official notice of generally recognized facts, administrative rules and regulations, and statutes;

11) Prepare, in every contested case, a proposal for decision in accordance with Section 10-45 of the Illinois Administrative Procedure Act, which shall be forwarded to the parties in sufficient time to allow the filing of written exceptions and legal arguments prior to the Commission rendering a final decision;

12) Rule on any substantive or procedural matters not covered within this part, such rulings to be subject to the final review of the Commission; and

13) Enter any order that further carries out the purpose of this Part.

## c) Disqualification of Hearings Officer

1) A Hearings Officer assigned to a proceeding may, upon written request to and approval of the Merit Commission, recuse himself or herself.

2) Whenever any party believes a Hearings Officer for any reason should be disqualified from conducting, or continuing to conduct, a proceeding assigned to him or her, such party may file a motion to disqualify the Hearings Officer, setting forth by affidavit the alleged grounds for disqualification. The Hearings Officer shall have 7 days after filing of the motion within which to enter a written ruling. A copy of the ruling shall be served upon all parties. The Commission may, on its own motion, review rulings denying or granting a motion for disqualification.

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request made at least ~~forty-eight~~(48) hours (exclusive of Saturdays, Sundays and official State holidays) in advance, the Commission will make ~~any such~~ the record available for examination at ~~its office~~ the Office of the Commission.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 100.130 Authority of Commission Over Hearings Officer

The Commission shall have the authority to affirm, remand, reverse, modify or set aside in whole or in part the orders or Proposal for Decision of the Hearings Officer. At Upon the concurrence of at least two members of the Commission ~~concurring--therein~~, a decision shall become final on the date ~~such~~ the decision is announced at a public meeting. The Commission shall in its final order designate the parties of record to the proceedings.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 100.140 Administrative Review

When the Commission renders a final decision, any affected party ~~affected thereby~~ is entitled to have ~~such a~~ the decision reviewed by the Circuit Court under the "Administrative Review Law" ~~411--Rev-Stat-1981--ch. 1107--par--3-10--et--seq--735 ILCS 5/Art. III~~ by filing a complaint and causing the issuance of summons on the administrative agency and on each of the other defendants within 35 days from the date that a copy of such the decision sought to be reviewed was served upon ~~him/her~~ the employee.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 100.150 Adoption, Amendment, and Revision of Rules

- a) ~~Effective--Date~~  
~~These rules--shall--become--effective--in--accordance--with--the--provisions of--the--Illinois--Administrative--Procedure--Act--.~~
- b) ~~Adoption--Amendment--and--Revision~~  
The Commission may adopt, amend or rescind any rules ~~rule~~ consistent with the provisions of the Code, at a regular or special meeting of the Commission, provided that at least two of the members are present at such the meeting and provided further that written notice has been given to all members of the Commission at least ten ~~(10)~~ days before the meeting at which such the action is to be taken. Any ~~rule--so--adopted--amended--or--rescinded--shall--become--effective--in--accordance--with--the--provisions--of--the--Illinois--Administrative--Procedure--Act--.~~

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

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(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 100.115 Ex Parte Consultations

a) Except in the disposition of matters which they are authorized by law to entertain or dispose of on an ex parte basis, neither Commission Members, employees nor Hearings Officers shall, after the filing of a case, communicate, directly or indirectly, in connection with any issue of fact, with any person or party or in connection with any other issue with any party or the party's representative, except upon notice and opportunity for all parties to participate. However, a Commission Member may communicate with other Members of the Commission, and a Commission Member or Hearings Officer may have the aid and advice of one or more personal assistants.

b) Communications regarding procedure, such as format of pleadings, number of copies required, manner of service, status of proceedings and continuances are not considered to be ex parte communications. However, requests for continuances shall not be granted until the opposing party is notified either orally or in writing that a request is going to be made and is given an opportunity to respond.

(Source: Added at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 100.117 Response to Proposed Decision

- a) In a contested case where the members of the Commission have not heard the case or read the record, the findings and decision of the Hearings Officer appointed by the Commission to conduct the hearing or the results of the investigation shall be mailed to the parties prior to the Commission rendering a final decision.
- b) An original and 4 copies of the response shall be filed in the Office of the Commission. The responses shall be accompanied by proof that a copy of the response was served upon the opposing party.

(Source: Added at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 100.120 Record of Proceedings

In all hearings, other than informal allocation conferences, held before the Commission or a Hearings Officer duly appointed by the Commission to conduct such hearings, the ~~Department~~ department which is a party ~~hereto~~ shall arrange for a record of the proceedings to be made stenographically or by other means as to adequately insure the preservation of such the proceeding. Transcription shall be made on the request of any party if not ordered by the Commission or its Hearing Officer. Any such record will be available for examination by the public at reasonable times in the Springfield office Office; and, upon written



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DEPARTMENT OF PUBLIC AID  
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1) Heading of the Part: Child Support Enforcement

2) Code Citation: 89 Ill. Adm. Code 160

3) Section Number: Proposed Action:  
160.77 Amendment

4) Statutory Authority: Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1991, ch. 23, pars. 12-13)[305 5/12-13]

5) Complete Description of the Subjects and Issues Involved: Pursuant to routine data sharing agreements, the Department may receive from State licensing agencies information relating to license applications and renewals for purposes of identifying responsible relatives who are delinquent in complying with a support order and have or are applying for a license or renewal of a license. These proposed amendments are necessary to establish procedures for the Department to certify to State licensing agencies past-due support owed by a responsible relative under a support order entered by a court or administrative body of this or any other state when the responsible relative has or is applying for a license. The State licensing agency may then elect to take disciplinary action. The Department and the State licensing agency will provide the responsible relative with a joint notice of the right to a hearing prior to the Department certifying the past-due support information to the agency.

As a result of this rulemaking, the Department and the licensing agency will notify the responsible relative in writing with the following information:

- a) the reasons for the intended actions;
- b) a statement of the right to request a hearing;
- c) a statement of the time, place and nature of the hearing, if one is requested;
- d) a statement of the legal authority and jurisdiction under which the hearing is to be held;
- e) a reference to the sections of the statutes and rules involved; and
- f) a statement of the right to prevent certification and disciplinary action by payment of the past-due support in full or by entering into an acceptable payment plan.

These proposed amendments provide that a party may request a hearing within 10 days after receipt of the Department's notice of the intent to certify past-due support owed by a responsible relative to a State licensing agency and the licensing agency's intention to take disciplinary action. Pursuant to these amendments, the only issues at a hearing initiated pursuant to Section 104.209 are whether the responsible relative

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has or is applying for a license, the amount, if any, of delinquent child support owed pursuant to a support order entered by court or administrative body, and whether the responsible relative is more than 30 days delinquent. A party alleging that the support order referenced in the notice has subsequently been modified will have the burden of producing a certified copy of the modified order. This rulemaking establishes that the Department will be stayed from certifying information to a State licensing agency until a final administrative decision has been made by the Department. The responsible relative can prevent certification and disciplinary action by payment in full of the past-due support amount or by entering into a payment plan. Related changes are being proposed in the rules governing Administrative Hearings (89 Ill. Adm. Code 104).

6) Will these proposed amendments replace emergency amendments currently in effect? No

7) Does this rulemaking contain an automatic repeal date? No

8) Do these proposed amendments contain incorporations by reference? No

9) Are there any other proposed amendments pending on this Part? Yes

Sections	Proposed Action	Illinois Register Citation
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160.70	Amendment	September 24, 1993 (17 Ill. Reg. 15229)
160.75	Amendment	December 31, 1993 (17 Ill. Reg. 22269)

10) Statement of Statewide Policy Objectives: These proposed amendments do not affect units of local government.

11) Time, Place, and Manner in which Interested Persons may comment on this proposed rulemaking: Any interested parties may submit comments, data, views, or arguments concerning this proposed rulemaking. All comments must be in writing and should be addressed to Judy Umunna, Bureau of Rules and Regulations, Illinois Department of Public Aid, 100 South Grand Ave. E., 3rd floor, Springfield, Illinois 62762. The Department will consider all written comments it receives within 30 days after the publication of this notice.

12) Initial Regulatory Flexibility Analysis:

A) Date proposed rulemaking was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: Not applicable

B) Types of small businesses affected: None

C) Reporting, bookkeeping or other procedures required for

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compliance: None

D) Types of professional skills necessary for compliance: None

The full text of the Proposed Amendments begins on the next page:



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TITLE 89: SOCIAL SERVICES  
CHAPTER I: DEPARTMENT OF PUBLIC AID  
SUBCHAPTER f: COLLECTIONS

## PART 160

## CHILD SUPPORT ENFORCEMENT

## SUBPART A: GENERAL PROVISIONS

Section  
160.1  
160.5  
160.10  
160.15  
160.20  
160.25

Incorporation by Reference  
Definitions  
Child Support Enforcement Program  
Application Processing Fee for IV-D Non-AFDC Cases  
Assignment of Rights to Support  
Recoupment

## SUBPART B: COOPERATION WITH CHILD SUPPORT ENFORCEMENT

Section  
160.30  
160.35  
160.40  
160.45

Cooperation With Support Enforcement Program  
Good Cause For Failure to Cooperate With Support Enforcement  
Proof of Good Cause For Failure to Cooperate With Support Enforcement  
Suspension of Child Support Enforcement Upon Finding of Good Cause

SUBPART C: ESTABLISHMENT AND MODIFICATION OF  
CHILD SUPPORT ORDERS

Section  
160.60  
160.65

Establishment of Support Obligations  
Modification of Support Obligations

## SUBPART D: ENFORCEMENT OF CHILD SUPPORT ORDERS

Section  
160.70  
160.75  
160.77  
160.80  
160.85

Enforcement of Support Orders  
Withholding of Income to Secure Payment of Support  
Past Due Support Information to State ~~Occupational~~ Licensing Agencies  
Amnesty - 20% Charge  
Diligent Efforts to Serve Process

## SUBPART E: EARMARKING CHILD SUPPORT PAYMENTS

Section  
160.90

Earmarking Child Support Payments

## SUBPART F: DISTRIBUTION OF SUPPORT COLLECTIONS

Section  
160.100

Distribution Of Child Support For AFDC Recipients

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160.110 Distribution Of Child Support For Former AFDC Recipients Who Continue To Receive Child Support Enforcement Services  
160.120 Distribution Of Child Support Collected While The Client Was An AFDC Recipient, But Not Yet Distributed At The Time The AFDC Case Is Cancelled  
160.130 Distribution Of Intercepted Income Tax Refunds and Other State Payments

## SUBPART G: STATEMENT OF CHILD SUPPORT ACCOUNT ACTIVITY

Section  
160.140

Statement Of Child Support Account Activity

## SUBPART H: DEPARTMENT REVIEW OF DISTRIBUTION OF CHILD SUPPORT

Section  
160.150  
160.160

Department Review Of Distribution Of Child Support For AFDC Recipients  
Department Review Of Distribution Of Child Support For Former AFDC Recipients

AUTHORITY: Implementing and authorized by Sections 4-1.7, 10-1 et seq., 12-4.3, and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1991, ch. 23, pars. 4-1.7, 10-1 et seq., 12-4.3, and 12-13) [305 ILCS 5/4-1.7, Art. X, 12-4.3 and 12-13].

SOURCE: Recodified from 89 Ill. Adm. Code 112.78 through 112.86 and 112.88 at 10 Ill. Reg. 11928; amended at 10 Ill. Reg. 19990, effective November 14, 1986; emergency amendment at 11 Ill. Reg. 4800, effective March 5, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 9129, effective April 30, 1987; amended at 11 Ill. Reg. 15208, effective August 31, 1987; emergency amendment at 11 Ill. Reg. 1563, effective December 31, 1987, for a maximum of 150 days; amended at 12 Ill. Reg. 9065, effective May 16, 1988; amended at 12 Ill. Reg. 18185, effective November 4, 1988; emergency amendment at 12 Ill. Reg. 20835, effective December 2, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 22278, effective January 1, 1989; amended at 13 Ill. Reg. 4268, effective March 21, 1989; amended at 13 Ill. Reg. 7761, effective May 22, 1989; amended at 13 Ill. Reg. 14385, effective September 1, 1989; amended at 13 Ill. Reg. 16738, effective October 12, 1989; amended at 14 Ill. Reg. 18759, effective November 9, 1990; amended at 15 Ill. Reg. 1034, effective January 21, 1991; amended at 16 Ill. Reg. 1852, effective January 20, 1992; amended at 16 Ill. Reg. 9997, effective June 15, 1992; amended at 17 Ill. Reg. 2272, effective February 11, 1993; amended at 17 Ill. Reg. 18844, effective October 18, 1993; amended at 18 Ill. Reg. 697, effective January 10, 1994; amended at 18 Ill. Reg. 12052, effective July 25, 1994; amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

Section 160.77 Past Due Support Information to State ~~Occupational~~ Licensing Agencies

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- a) The Department shall provide the following information concerning the payment records of responsible relatives in IV-B cases to State occupational licensing agencies pursuant to data sharing agreements when the amount of past due support is equal to at least one month's support obligation pursuant to the order for support; the responsible relative is not subject to the income withholding provisions of the support statutes; and the agency states that the responsible relative has applied for renewal of an occupational license.
- b) The name, last known address and Social Security Number of the responsible relative; and
- c) the terms and amount of past due support which has accumulated under the order for support.
- d) The Department shall provide the responsible relative with a notice at least 45 days prior to furnishing past due support information to a State occupational licensing agency, which advance notice shall inform the relative of the following:
- 1) the IV-B case name and identification number;
- 2) the past due support amount which will be reported;
- 3) the date past due support will be reported; and
- 4) the right to prevent reporting by payment of the past due support amount in full or to contest the determination of the amount of past due support by requesting a redetermination by the Department within 30 days after the date of mailing of the notice.
- e) The Department shall provide the responsible relative with notice of the results of the redetermination and the right to prevent reporting by payment in full of the past due support found to be owed or to contest the results of the redetermination by requesting a hearing within 30 days from the date of mailing of the notice.
- f) The Department shall proceed in accordance with 89 Ill. Adm. Code 104-103 upon receipt of a request for hearing.
- g) The Department shall be stayed from providing information to a State occupational licensing agency by either of the following:
- 1) A request for a:
- A) redetermination; or
- B) hearing contesting the determination that past due support is owed or the amount of past due support; or
- 2) Payment in full of the amount of the past due support stated in the:
- A) advance notice; or
- B) notice of redetermination or hearing results.
- h) For purposes of computing whether a request for redetermination or hearing was made within the 30-day period, the date immediately after the mailing of the advance notice or notice of redetermination results shall be considered as the first day, and the day the request for redetermination or hearing was received by the Department shall be considered as the last day.
- i) Pursuant to routine data sharing agreements, the Department may

receive from State licensing agencies information relating to license applications and renewals for purposes of identifying responsible relatives who are delinquent in complying with a support order and have or are applying for a license or renewal of a license.

b) The Department shall certify to State licensing agencies past due support owed by a responsible relative under a support order entered by a court or administrative body of this or any other state when the responsible relative has or is applying for a license.

c) The Department and State licensing agency shall provide the responsible relative with a joint notice of intended action prior to the Department certifying the past due support information to the agency. The notice and any hearing shall be governed by 89 Ill. Adm. Code Section 104.200 et seq.

d) The Department shall be stayed from certifying information to a State licensing agency until a final administrative decision has been made by the Department.

e) The responsible relative can prevent certification and disciplinary action by payment in full of the past due support amount or by entering into a payment plan acceptable to the Department.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)



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- 1) Heading of the Part: Hospital Services
- 2) Code Citation: 89 Ill. Adm. Code 148
- 3) Section Numbers: Proposed Action:  
148.290 Amendment
- 4) Statutory Authority: Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1991, ch. 23, par. 12-13) [305 ILCS 5/12-13]

5) Complete Description of the Subjects and Issues Involved: These emergency amendments to the Department of Public Aid's rules concerning hospital services are intended to provide rate enhancements for some hospitals by changing eligibility criteria for targeted access payment (TAP) adjustments. These changes pertain to the Medicaid percentage adjustment, the obstetrical care adjustment and the ambulatory care network adjustment under TAP. Currently, a hospital must have 500 or fewer certificate of need beds if located in an urban area and 300 or fewer certificate of need beds if located in a rural area, to qualify for these rate adjustments. Some hospitals which do not meet these bed requirements are suffering from rate disparities which decrease their ability to provide necessary medical services to Medicaid recipients. These emergency amendments remove the bed limitations and will therefore increase the number of hospitals eligible to receive particular hospital reimbursement add-ons under TAP.

It is anticipated that implementation of these proposed amendments will result in increased TAP payments during the remainder of rate year 1994 ending September 30, 1994, by an estimated \$1.9 million. For rate year 1995 (October 1, 1994, through September 30, 1995), the increase in spending is expected to be approximately \$7.4 million.

- 6) Will these proposed amendments replace emergency amendments currently in effect? Yes
- 7) Does this rulemaking contain an automatic repeal date? No
- 8) Do these proposed amendments contain incorporations by reference? No
- 9) Are there any other proposed amendments pending on this Part? Yes

Sections Proposed Action Illinois Register Citation  
148.82 Amendment April 1, 1994 (18 Ill. Reg. 5135)

- 10) Statement of Statewide Policy Objectives: These proposed amendments do not affect units of local government.

- 11) Time, Place, and Manner in which Interested Persons may comment on this

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Proposed rulemaking: Any interested parties may submit comments, data, views, or arguments concerning this proposed rulemaking. All comments must be in writing and should be addressed to Joanne Jones, Bureau of Rules and Regulations, Illinois Department of Public Aid, 100 South Grand Ave., 3rd Floor, Springfield, Illinois 62762. The Department will consider all written comments it receives within 30 days after the publication of this notice. These proposed amendments may have an impact on small businesses, small municipalities, and not for profit corporations as defined in Sections 1-75, 1-80 and 1-85 of the Illinois Administrative Procedure Act. These entities may submit comments in writing to the Department at the above address in accordance with the regulatory flexibility provisions in Section 5-30 of the Illinois Administrative Procedure Act. These entities shall indicate their status as small businesses, small municipalities, or not for profit corporations as part of any written comments they submit to the Department. Any interested persons may review these amendments at the Department of Public Aid's local offices located in each county (except Cook County). In Cook County, the amendments may be reviewed at the Office of the Director, Illinois Department of Public Aid, 310 South Michigan Avenue, Suite 1700, Chicago, Illinois. The amendments may be reviewed at all offices Monday through Friday from 8:30 A.M. until 5:00 P.M. These copies of the amendments are being made available for review in accordance with federal requirements at 42 CFR 447.205.

12) Initial Regulatory Flexibility Analysis:

- A) Date proposed rulemaking was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs:  
August 2, 1994
- B) Types of small businesses affected: Hospitals
- C) Reporting, bookkeeping or other procedures required for compliance: None
- D) Types of professional skills necessary for compliance: None

The full text of the Proposed Amendments is identical to the text of the Emergency Amendments which appears in this issue of the Register on page

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENTS

1) Heading of the Part: Practice in Administrative Hearings2) Code Citation: 89 Ill. Adm. Code 1043) Section Numbers:

104.209 New Section  
 104.210 Amendment  
 104.221 Amendment  
 104.244 Amendment

4) Statutory Authority: Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1991, ch. 23, pars. 12-13)(305 ILCS 5/12-13)5) Complete Description of the Subjects and Issues Involved: Pursuant to routine data sharing agreements, the Department may receive from State licensing agencies information relating to license applications and renewals for purposes of identifying responsible relatives who are delinquent in complying with a support order and have or are applying for a license or renewal of a license. These proposed amendments are necessary to establish procedures for the Department to certify to State licensing agencies past-due support owed by a responsible relative under a support order entered by a court or administrative body of this or any other state when the responsible relative has or is applying for a license. The State licensing agency may then elect to take disciplinary action. The Department and the State licensing agency will provide the responsible relative with a joint notice of the right to a hearing prior to the Department certifying the past-due support information to the agency.

As a result of this rulemaking, the Department and the licensing agency will notify the responsible relative in writing with the following information:

- a) the reasons for the intended actions;
- b) a statement of the right to request a hearing;
- c) a statement of the time, place and nature of the hearing, if one is requested;
- d) a statement of the legal authority and jurisdiction under which the hearing is to be held;
- e) a reference to the sections of the statutes and rules involved; and
- f) a statement of the right to prevent certification and disciplinary action by payment of the past-due support in full or by entering into an acceptable payment plan.

These proposed amendments provide that a party may request a hearing within 10 days after receipt of the Department's notice of the intent to certify past-due support owed by a responsible relative to a State licensing agency and the licensing agency's intention to take disciplinary

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENTS

action. Pursuant to these amendments, the only issues at a hearing initiated pursuant to Section 104.209 are whether the responsible relative has or is applying for a license, the amount, if any, of delinquent child support owed pursuant to a support order entered by court or administrative body, and whether the responsible relative is more than 30 days delinquent. A party alleging that the support order referenced in the notice has subsequently been modified will have the burden of producing a certified copy of the modified order.

This rulemaking establishes that the Department will be stayed from certifying information to a State licensing agency until a final administrative decision has been made by the Department. The responsible relative can prevent certification and disciplinary action by payment in full of the past-due support amount or by entering into a payment plan.

Related changes are being proposed in the rules governing Child Support Enforcement (89 Ill. Adm. Code 160).

6) Will these proposed amendments replace emergency amendments currently in effect? No7) Does this rulemaking contain an automatic repeal date? No8) Do these proposed amendments contain incorporations by reference? No9) Are there any other proposed amendments pending on this Part? No10) Statement of Statewide Policy Objectives: These proposed amendments do not affect units of local government.11) Time, Place, and Manner in which Interested Persons may comment on this Proposed rulemaking: Any interested parties may submit comments, data, views, or arguments concerning this proposed rulemaking. All comments must be in writing and should be addressed to Judy Umunna, Bureau of Rules and Regulations, Illinois Department of Public Aid, 100 South Grand Ave., E., 3rd Floor, Springfield, Illinois 62762. The Department will consider all written comments it receives within 30 days after the publication of this notice.12) Initial Regulatory Flexibility Analysis:A) Date proposed rulemaking was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: Not applicableB) Types of small businesses affected: NoneC) Reporting, bookkeeping or other procedures required for compliance: None



## DEPARTMENT OF PUBLIC AID

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D) Types of professional skills necessary for compliance: None

The full text of the Proposed Amendments begins on the next page:

TITLE 89: SOCIAL SERVICES  
CHAPTER I: DEPARTMENT OF PUBLIC AID  
SUBCHAPTER a: GENERAL PROVISIONS

## PART 104

## PRACTICE IN ADMINISTRATIVE HEARINGS

## SUBPART A: ASSISTANCE APPEAL

## Section

104.1 Assistance Appeals  
104.10 Initiation of Appeal Process  
104.11 Pre-Appeal Review  
104.12 Notice of Hearing  
104.20 Conduct of Hearings  
104.21 Representation  
104.22 Appellant Participation in Hearing  
104.23 Evidentiary Requirements  
104.30 Subpoenas  
104.35 Amendment of Appeal  
104.40 Consolidation of Appeals  
104.45 Postponement or Continuation of Hearings  
104.50 Withdrawal of Appeal  
104.55 Closing of Hearing Record  
104.60 Dismissal of Appeal  
104.70 Final Administrative Decision  
104.80 Public Aid Committee

## SUBPART B: RESPONSIBLE RELATIVE AND JOINT PAYEE PETITIONS

## Section

104.100 Responsible Relative and Joint Payee Petitions  
104.101 Petition for Hearing  
104.102 Conduct of Administrative Support Hearings  
104.103 Conduct of Hearings to Contest the Determination of Past-Due Support or of Share of Jointly-Owned Funds  
104.104 Conduct of Other Hearings

## SUBPART C: MEDICAL VENDOR HEARINGS

## Section

104.200 Applicability  
104.202 Definitions  
104.204 Notice of Denial of an Application  
104.206 Notice of Intent to Recover Money  
104.208 Notice of Intent to Terminate, Suspend or Not Renew Provider Agreement  
104.209 Notice of Intent to Certify Past-Due Support Owed by a Responsible Relative to a State Licensing Agency and to Take Disciplinary Action

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENTS

104.210 Right to Hearing  
 104.212 Prior Factual Determinations  
 104.215 Notice of Formal Conference  
 104.216 Formal Conference on Recovery of Money  
 104.217 Purpose of Formal Conference  
 104.220 Notice of Hearing  
 104.221 Issues at Hearings  
 104.225 Legal Counsel  
 104.226 Appearance of Attorney or Other Representative  
 104.230 Notice, Service and Proof of Service  
 104.231 Form of Papers  
 104.235 Discovery  
 104.240 Conduct of Hearings  
 104.241 Amendments  
 104.242 Motions  
 104.243 Subpoenas  
 104.244 Burden of Proof  
 104.245 Witness at Hearings  
 104.246 Evidence at Hearings  
 104.247 Cross-Examination  
 104.250 Official Notice  
 104.255 Computer Generated Documents  
 104.260 Recommendation of Peer Review Committee  
 104.270 Time Limits for Hearings  
 104.271 Continuances and Extensions  
 104.272 Withholding of Payments During Pendency of Proceedings  
 104.273 Continuation of Payments During Pendency of Proceedings  
 104.274 Denial of Payments for Services During Pendency of Proceedings  
 104.280 Record of Hearings  
 104.285 Failure to Appear or Proceed  
 104.290 Recommended Decision  
 104.295 Director's Decision

SUBPART D: RULES FOR JOINT DEPARTMENT ACTIONS AGAINST  
 SKILLED NURSING FACILITIES AND INTERMEDIATE CARE  
 FACILITIES PARTICIPATING IN THE MEDICAID PROGRAM

Section  
 104.300 Authority  
 104.302 Definitions  
 104.304 Department Actions Against Nursing Homes Facilities  
 104.310 Certification  
 104.320 Joint Administrative Hearing  
 104.330 Facilities Certified Under Both Medicare and Medicaid

## SUBPART E: FOOD STAMP ADMINISTRATIVE DISQUALIFICATION HEARINGS

104.400 Suspected Intentional Violation of the Program  
 104.410 Advance Notice of Administrative Disqualification Hearing

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENTS

104.420 Postponement of Hearing  
 104.430 Administrative Disqualification Hearing Procedures  
 104.440 Failure to Appear  
 104.450 Participation While Awaiting a Hearing  
 104.460 Consolidation of Administrative Disqualification Hearing with Fair Hearing  
 104.470 Administrative Disqualification Hearing Decision and Notice of Decision  
 104.480 Appeal Procedure

## SUBPART F: INCORPORATION BY REFERENCE

Section  
 104.800 Incorporation by Reference

AUTHORITY: Implementing Sections 11-8 through 11-8.7, 12-4.9 and 12-4.25 and authorized by Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1991, ch. 23, pars. 11-8 through 11-8.7, 12-4.9, 12-4.25 and 12-13) [305 ILCS 5/11-8 through 11-8.7, 12-4.9, 12-4.25 and 12-13].

SOURCE: Filed and effective December 30, 1977; emergency rule at 2 Ill. Reg. 11 pg. 151 effective March 9, 1978 for a maximum of 150 days; amended at 2 Ill. Reg. 33, p. 57, effective August 17, 1978; peremptory amendment at 3 Ill. Reg. 11, p. 38 effective March 1, 1979; amended at 4 Ill. Reg. 21, p. 80, effective May 8, 1980; peremptory amendment 5 Ill. Reg. 1197, effective January 23, 1981; amended at 5 Ill. Reg. 10753 effective October 1, 1981; amended at 6 Ill. Reg. 894, effective January 7, 1982; codified at 7 Ill. Reg. 5706; amended at 8 Ill. Reg. 5274, effective April 9, 1984; amended (by adding sections being codified with no substantive change) at 8 Ill. Reg. 16979; amended at 8 Ill. Reg. 18114, effective September 21, 1984; amended at 10 Ill. Reg. 10129, effective June 1, 1986; amended at 11 Ill. Reg. 9213, effective April 30, 1987; amended at 12 Ill. Reg. 9142, effective May 16, 1988; amended at 13 Ill. Reg. 3944, effective March 10, 1989; amended at 13 Ill. Reg. 17013, effective October 16, 1989; amended at 14 Ill. Reg. 18836, effective November 9, 1990; amended at 15 Ill. Reg. 5320, effective April 1, 1991; amended at 15 Ill. Reg. 6557, effective April 30, 1991; amended at 16 Ill. Reg. 12903, effective August 15, 1992; amended at 16 Ill. Reg. 16632, effective October 23, 1992; amended at 16 Ill. Reg. 18834, effective December 1, 1992; emergency amendment at 17 Ill. Reg. 659, effective January 7, 1993, for a maximum of 150 days; amended at 17 Ill. Reg. 7025, effective April 30, 1993; amended at 18 Ill. Reg. 11260, effective July 1, 1994; amended at 18 Ill. Reg. \_\_\_\_\_,

## SUBPART C: MEDICAL VENDOR HEARINGS

Section 104.209 Notice of Intent to Certify Past-Due Support Owed by a Responsible Relative to a State Licensing Agency and to Take Disciplinary Action



## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENTS

If the Department intends to certify past-due support owed by a responsible relative to a State licensing agency and the licensing agency intends to take disciplinary action, the Department and the licensing agency shall notify the responsible relative in writing, setting forth:

- a) the reasons for the intended actions;
- b) a statement of the right to request a hearing;
- c) a statement of the time, place and nature of the hearing, if one is requested;
- d) a statement of the legal authority and jurisdiction under which the hearing is to be held;
- e) a reference to the Sections of the statutes and rules involved; and
- f) a statement of the right to prevent certification and disciplinary action by payment of the past-due support in full or by entering into an acceptable payment plan.

(Source: Added at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 104.210 Right to Hearing**

- a) An entity may request a hearing within 10 days after the entity's receipt of the Department's notice of:
  - 1) the Department's decision to deny an application (as provided in Section 104.204);
  - 2) the Department's intent to recover money (as provided in Section 104.206); or
  - 3) the Department's intent to terminate or suspend a vendor's eligibility or terminate (or not renew) a vendor's provider agreement (as provided in Section 104.208); or

- 4) the Department's intent to certify past-due support owed by a responsible relative to a State licensing agency and the licensing agency's intent to take disciplinary action (as provided in Section 104.209).

- b) A request for hearing must be received by the Department within 10 days of the date on which the vendor received the Department's notice.
- c) This request must be in writing and must contain a brief statement of the basis upon which the Department's action is being challenged.
- d) If such a request is not received within 10 days, or is received but later withdrawn, the Department's decision and the grounds asserted as the basis therefor in the notice shall be a final and binding administrative determination.
- e) In actions initiated pursuant to Section 104.206 or 104.208(b), if a vendor requests a hearing, such a request shall not delay the effective date of action set forth in the Notice. In all other actions initiated pursuant to 104.204 or 104.208, the action shall not take place until the final administrative decision has been issued.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED AMENDMENTS

**Section 104.221 Issues at Hearings**

- a) The sole issue at a hearing where the basis for denial of an application pursuant to 89 Ill. Adm. Code 140.14(d) is that the vendor does not have a necessary license, certificate or authorization, shall be whether or not the vendor has such a license, certificate or authorization.
- b) The sole issue at a hearing where the basis of the denial of an application is as set forth in 89 Ill. Adm. Code 140.14(b) shall be whether the vendor has demonstrated, according to the factors listed in that Section, in light of the prior activities, that he should be admitted to the Medical Assistance Program.
- c) The sole issue at a hearing where the basis for termination is as set forth in 89 Ill. Adm. Code 140.16(a)(2) shall be whether or not the appropriate licensing, certifying or authorizing agency has determined that the vendor does not have a necessary license, certification or authorization.
- d) The sole issue at a hearing requested by a previously suspended vendor that is being terminated pursuant to 89 Ill. Adm. Code 140.19(b) shall be whether or not the vendor has corrected the deficiencies on which the suspension was based.
- e) At a hearing conducted pursuant to Subpart D of this Part, the sole relevant time with respect to the existence of the violations of the Department's requirements alleged in the notice shall be the date or dates in the notice.
- f) The only issues at a hearing initiated pursuant to Section 104.209 are whether the responsible relative has or is applying for a license, the amount, if any, of delinquent child support owed pursuant to a support order entered by a court or administrative body, and whether the responsible relative is more than 30 days delinquent.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 104.244 Burden of Proof**

- a) The burden of proof in hearings conducted pursuant to 89 Ill. Adm. Code 140.14 shall be on the Department if the application was denied because the vendor engaged in activities which constitute grounds for termination or was denied pursuant to 89 Ill. Adm. Code 140.14(c). The burden of proof shall be on the applicant if the application was denied because of:
  - 1) a determination that a previously terminated or barred vendor cannot reasonably be expected to meet the requirements of the Department; or
  - 2) a determination that based on the activities which served as the basis for terminating or barring a vendor, the application should not be approved.
- b) The burden of proof in hearings conducted pursuant to 89 Ill. Adm.

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- Code 140.15 or Subpart D of this Part shall be on the Department.
- c) The burden of proof in hearings conducted pursuant to 89 Ill. Adm. Code 140.16 shall be on the Department.
  - d) The burden of proof in hearings conducted pursuant to 89 Ill. Adm. Code 140.32 shall be on the party seeking special permission, and in hearings conducted pursuant to 89 Ill. Adm. Code 140.19(b) shall be on the vendor.
  - e) In the case of any new matter introduced in connection with any affirmative defense, the burden of proof with respect thereto shall be upon the party which alleges such new matter. In hearings initiated pursuant to Section 104.209, a party alleging that the support order referenced in the notice has subsequently been modified shall have the burden of producing a certified copy of the modified order.
  - f) The standard of proof with respect to all hearings conducted pursuant to these rules shall be a preponderance of the evidence.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## ILLINOIS RACING BOARD

## NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part: Trifecta
- 2) Code Citation: 11 Ill. Adm. Code 409
- 3) Section Numbers: 409.20 Proposed Action: Amendment
- 4) Statutory Authority: 230 ILCS 5
- 5) A complete description of the subjects and issues involved: This amendment allows more than one entry and fields in races of national interest. Races of national interest are graded stakes races with purses over \$100,000 (thoroughbred) and \$50,000 (harness), such as the Arlington Million and the Windy City Pace.
- 6) Will these proposed amendments replace emergency amendments currently in effect? No.
- 7) Does this rulemaking contain an automatic repeal date? No.
- 8) Do these proposed amendments contain incorporation by reference? No.
- 9) Any other proposed amendments pending in this Part? No
- 10) Statement of Statewide Policy Objectives: No local governmental units will be required to increase expenditures.
- 11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: All written comments should be submitted, within 30 days of this notice, to: IRB, Legal Dept., 100 W. Randolph, Ste. 11-100, Chicago, Illinois 60601
- 12) Initial Regulatory Flexibility Analysis:
  - A) Date rule was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: 8/5/94
  - B) Types of small business affected: None
  - C) Reporting, bookkeeping or other procedures required for compliance: None
  - D) Types of professional skills necessary for compliance: None

The full text of the proposed amendment begins on the next page:



## ILLINOIS RACING BOARD

## NOTICE OF PROPOSED AMENDMENTS

TITLE 11: ALCOHOL, HORSE RACING, AND LOTTERY

SUBTITLE B: HORSE RACING

CHAPTER I: ILLINOIS RACING BOARD

SUBCHAPTER b: RULES APPLICABLE TO ORGANIZATION LICENSEES

## PART 409

## TRIFECTA

Section	
409.10	Trifecta Wager
409.20	Entries and Fields
409.30	Winning Combinations
409.40	Dead Heat
409.50	Irregular Wagering Pattern
409.60	Special Conditions for Thoroughbred Trifecta Races (Repealed)
409.65	Trifecta Races
409.70	Special Conditions for Harness Trifecta Races (Repealed)
409.75	Restrictions on Thoroughbred Trifecta Races (Repealed)
409.80	Waiver of Rules (Repealed)
409.85	Restrictions on Harness Trifecta Races
409.90	Minimum Fields

**AUTHORITY:** Implementing and authorized by Section 9(b) of the Illinois Horse Racing Act of 1975 [230 ILCS 5/9(b)].

**SOURCE:** Adopted at 4 Ill. Reg. 38, p. 187, effective September 8, 1980; codified at 5 Ill. Reg. 10894; emergency amendment at 9 Ill. Reg. 2532, effective February 8, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 10270, effective June 21, 1985; amended at 14 Ill. Reg. 11317, effective July 3, 1990; amended at 14 Ill. Reg. 12265, effective July 13, 1990; amended at 14 Ill. Reg. 17670, effective October 16, 1990; amended at 14 Ill. Reg. 20063, effective December 4, 1990; amended at 16 Ill. Reg. 20176, effective December 9, 1992; amended at 17 Ill. Reg. 21855, effective December 3, 1993; amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

**Section 409.20 Entries and Fields**

- a) Fields are prohibited in Trifecta races.
- b) Only one entry (i.e., two or more horses with a common interest) either coupled or uncoupled (see Ill. Adm. Code 1312.265 and 1413.48) shall be allowed in a trifecta race so long as it is a stakes race with a minimum purse of \$25,000 and a minimum field of eight betting interests.
- c) For harness racing, no entry, coupled or uncoupled, shall be allowed in a trifecta race which is not a stakes race.
- d) For overnight thoroughbred races, one entry shall be allowed in a trifecta race so long as the entry is coupled, and at least eight betting interests are carded.
- e) This Section shall not apply to races of national interest which are

## ILLINOIS RACING BOARD

## NOTICE OF PROPOSED AMENDMENTS

permitted for simulcasting under Section 26(g) of the Act [230 ILCS 5/26(g)].

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.)

## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part: Application
- 2) Code Citation: 89 Ill. Adm. Code 557
- 3) Section Numbers:  
557.50  
Proposed Action:  
New Section
- 4) Statutory Authority: Implementing and authorized by Sections 3(a), (b), and (k) of the Disabled Persons Rehabilitation Act (Ill. Rev. Stat. 1991, ch. 23, pars. 3434(a), (b), and (k)) [20 ILCS 2405/3(a), (b) and (k)].

5) A Complete Description of the Subjects and Issues Involved:

New Section 557.50 adds the requirement that, at the time a client applies for services, if the client does not have the necessary resources to live, and he/she is expected to be eligible for any such support, the rehabilitation counselor/instructor must assist the client in making application for such benefits.

- 6) Will this proposed amendment replace any emergency amendment currently in effect? No.
- 7) Does this rulemaking contain an automatic repeal date? No.
- 8) Does this proposed amendment contain incorporation by reference? No.
- 9) Are there any other proposed amendment pending on this part? Yes.

<u>Section Numbers</u>	<u>Proposed Action</u>	<u>Illinois Register Citation</u>
557.60	New Section	Not yet published

10) Statement of Statewide Policy Objectives:

This is not applicable to this Rulemaking.

- 11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking:  
Interested persons may present their comments concerning these rules within 45 days after this issue of the Illinois Register. All requests and comments should be submitted in writing to:

Ms. Susan Warner, Manager  
Regulations and Procedures Division  
Department of Rehabilitation Services  
P.O. Box 19429  
Springfield, Illinois 62794-9429

Telephone number: (217) 785-3896  
TTY: (217) 785-9301

If because of physical disability you are unable to put comments into

## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF PROPOSED AMENDMENTS

writing, you may make them orally to the person listed above.

- 12) Initial Regulatory Flexibility Analysis:  
The Department has determined that this rulemaking will not affect small businesses.

The full text of the Proposed Amendment begins on the next page:



## DEPARTMENT OF REHABILITATION SERVICES

## NOTICE OF PROPOSED AMENDMENTS

TITLE 89: SOCIAL SERVICES  
 CHAPTER IV: DEPARTMENT OF REHABILITATION SERVICES  
 SUBCHAPTER b: VOCATIONAL REHABILITATION

PART 557  
 APPLICATION

Section	
557.10	General Applicability
557.20	Geographical Client Assignment (Repealed)
557.30	Application Required
557.40	Who May Sign
557.50	Assistance in Attaining Necessary Financial Support

**AUTHORITY:** Implementing and authorized by Sections 3(a), (b), and (k) of the Disabled Persons Rehabilitation Act (Ill. Rev. Stat. 1991, ch. 23, pars. 3434(a), (b), and (k)) [20 ILCS 2405/3(a), (b) and (k)].

**SOURCE:** Adopted at 9 Ill. Reg. 8755, effective June 10, 1985; amended at 11 Ill. Reg. 820, effective December 23, 1986, amended at 11 Ill. Reg. 15220, effective August 31, 1987; amended at 12 Ill. Reg. 12099, effective July 7, 1988; amended at 13 Ill. Reg. 16552, effective October 10, 1989; emergency amendment at 17 Ill. Reg. 11652, effective July 1, 1993, for a maximum of 150 days; amended at 17 Ill. Reg. 20341, effective November 15, 1993; amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

**Section 557.50 Assistance in Attaining Necessary Financial Support**

At the time of application, if it is determined the client does not have the necessary financial resources to live, and he/she can be expected to be eligible for any such support, the rehabilitation counselor/instructor must assist the client in making application for such benefits.

(Source: Added at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of the Part: Cock Pheasant, Hungarian Partridge, Bobwhite Quail, Rabbit and Crow Hunting
- 2) Code Citation: 17 Ill. Adm. Code 530
- 3) Section Numbers: Adopted Action:
- |         |            |
|---------|------------|
| 530.20  | Amendments |
| 530.60  | Repealed   |
| 530.70  | Amendments |
| 530.80  | Amendments |
| 530.100 | Amendments |
| 530.105 | Amendments |
| 530.110 | Amendments |
| 530.115 | Amendments |
| 530.120 | Repealed   |

- 4) Statutory Authority: Implementing and authorized by Sections 1.3, 1.4, 1.13, 2.1, 2.2, 2.6, 2.7, 2.27, 2.30, 2.33, 3.5, 3.27, 3.28 and 3.29 of the Wildlife Code (Ill. Rev. Stat. 1991, ch. 61, pars. 1.3, 1.4, 1.13, 2.1, 2.2, 2.6, 2.7, 2.27, 2.30, 2.33, 3.5, 3.27, 3.28 and 3.29) [520 ILCS 5/1.3, 1.4, 1.13, 2.1, 2.2, 2.6, 2.7, 2.27, 2.30, 2.33, 3.5, 3.27, 3.28 and 3.29].

- 5) Effective Date of Amendments: August 9, 1994

- 6) Does this rulemaking contain an automatic repeal date? No

- 7) Do these Amendments contain incorporations by reference? No

- 8) Date filed in Agency's Principal Office: August 9, 1994

- 9) Notice of Proposal Published in Illinois Register: March 25, 1994, 18 Ill. Reg. 4495

- 10) Has JCAR issued a statement of objections to these rules? No

- 11) Differences between proposal and final version:

In Section 530.60, the language is now shown with strike-outs to indicate that this Section is being repealed.

In Section 530.70(a), "Except" was changed to "However"; a comma was added following "(Green River)"; "where" was removed and the period at the end of the first sentence was moved inside of the parentheses.

In Section 530.80(a), "November 3" was changed to "November 2".

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

In Section 530.80(a)(2), language was changed to read ". . . on November 76 (except at Wayne Fitzgerald State Park where the Youth Pheasant Hunting Program will be November 13 and at Site M, Silver Springs and Ramsey Lake where a Youth Pheasant Hunting Program will not be held).

In Section 530.80(d), "Site M" was removed, the comma following "required" was changed to a semi-colon and "Fees" was changed to "fees".

In 530.80(m), following "citation for violation" the following was added: "of Section 2.33 (g), (i), (j), (k), (n), (p), (u), (x), (z), (cc) or (gg)"; "of this Part" was added following "530.20(d)"; following "(12)" the "and" was removed and a comma added; and the comma following "Springfield" was removed and the zip code changed to 62701-1787.

In Section 530.100(a), "December 11, 1993" was changed to "December 10, 1994" and "November 27, 1993" was changed to "November 26, 1994".

In Section 530.105(o), Horseshoe Lake, "limits" was changed to "limit" and "that" was added following "except"; also in this Section, "Johnson-Sauk Trail State Park" was put in proper alphabetical order.

In Section 530.105(p), following "violation of" new language was added: "Section 2.33(g), (i), (j), (k), (n), (o), (p), (u), (x), (z), (cc) or (gg)"; an opening bracket was added prior to "520 ILCS"; "of this Part was added following "subsection 530.20(d)"; and the zip code was changed to 62701- 1787.

In Section 530.110(f), McLean County Habitat Area and Ten Mile Creek were underscored to indicate new language and the following new site was added: "Site M (Quality Area: Open only November 5, 6, 11, 14, 21, 24, 27 and 30 and December 6, 9, 11, 15, 18, 21, 24 and 28; only one permit per person per year will be issued; permits must be in possession while hunting; each permit authorizes the holder to bring three hunting partners)".

In Section 530.110(g):

Mazonia State Fish and Wildlife Area "A" was changed to "No." in two places.

Middle Fork, a closing parenthesis was added at the end of the sentence.

Railsplitter State Park, "Open" and "Drawing" were changed to lower case.

Ramsey Lake, "Rabbits" was changed to lower case.

In Section 530.115(b), Sand Ridge, ". It" was changed to "; it"; ". Falconry" changed to "; falconry" and ". Failure" changed to "; failure".

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

Language in Section 530.120, being repealed, was shown with strike-outs.

12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes

13) Will these amendments replace an emergency rule (amendment, repealer) currently in effect? No

14) Are there any amendments pending on this Part? No

15) Summary and Purpose of amendments: Amendments were made to remove crow hunting regulations (which are now in 17 Ill. Adm. Code 740); change dates to coincide with 1994 calendar; add Moraine View to the list of sites in State-operated permit pheasant areas; add Site M to list of privatized areas; add language indicating there will be no adult hunting during Mackinaw youth hunt; and reorganize sites based on method of collection of hunter use and harvest data.

16) Information and questions regarding these adopted amendments shall be directed to:

Jack Price  
Department of Conservation  
524 S. Second Street, Room 485  
Springfield, IL 62701-1787

The full text of the Adopted Amendments begins on the next page:



## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

TITLE 17: CONSERVATION  
CHAPTER 1: DEPARTMENT OF CONSERVATION  
SUBCHAPTER b: FISH AND WILDLIFE

## PART 530

COCK PHEASANT, HUNGARIAN PARTRIDGE, BOBWHITE QUAIL,  
AND RABBIT AND-CROW HUNTING

- Section  
530.10 Statewide General Regulations  
530.20 Statewide Cock Pheasant, Hungarian Partridge, Bobwhite Quail, and Cottontail and Swamp Rabbit Regulations  
530.30 Statewide Hungarian Partridge Regulations (Repealed)  
530.40 Statewide Bobwhite Quail Regulations (Repealed)  
530.50 Statewide Rabbit Regulations (Repealed)  
530.60 Statewide Crow Regulations (Repealed)  
530.70 Controlled Pheasant Hunting Sites Permit Requirements  
530.80 Controlled Pheasant Hunting Regulations  
530.90 Illinois Youth Pheasant Hunting Sites Permit Requirements  
530.100 Illinois Youth Pheasant Hunting Regulations  
530.105 Regulations for Fee Hunting of Pheasant, Hungarian Partridge, Quail and Rabbit at Controlled Daily Drawing Pheasant Hunting Sites  
530.110 Regulations for Non-Fee Hunting of Cock Pheasant, Hungarian Partridge, Quail, and Rabbit at Various Department-Owned or -Managed Sites  
530.115 Regulations for Hunting by Falconry Methods at Various Department-Owned or -Managed Sites  
530.120 Regulations for Hunting Crow at Various Department-Owned or -Managed Sites (Repealed)

AUTHORITY: Implementing and authorized by Sections 1.3, 1.4, 1.13, 2.1, 2.2, 2.6, 2.7, 2.27, 2.30, 2.33, 3.5, 3.27, 3.28 and 3.29 of the Wildlife Code (Ill. Rev. Stat. 1991, ch. 61, pars. 1.3, 1.4, 1.13, 2.1, 2.2, 2.6, 2.7, 2.27, 2.30, 2.33, 3.5, 3.27, 3.28, and 3.29) [520 ILCS 5/1.3, 1.4, 1.13, 2.1, 2.2, 2.6, 2.7, 2.27, 2.30, 2.33, 3.5, 3.27, 3.28 and 3.29].

SOURCE: Adopted at 5 Ill. Reg. 8777, effective August 25, 1981; codified at 5 Ill. Reg. 10634; amended at 6 Ill. Reg. 10667, effective August 20, 1982; amended at 7 Ill. Reg. 10755, effective August 24, 1983; amended at 8 Ill. Reg. 21574, effective October 23, 1984; amended at 9 Ill. Reg. 15846, effective October 8, 1985; amended at 10 Ill. Reg. 15579, effective September 16, 1986; emergency amendments at 10 Ill. Reg. 18822, effective October 16, 1986, for a maximum of 150 days; emergency expired March 15, 1987; amended at 11 Ill. Reg. 10546, effective May 21, 1987; amended at 12 Ill. Reg. 12016, effective July 7, 1988; amended at 13 Ill. Reg. 12796, effective July 21, 1989; emergency amendments at 13 Ill. Reg. 12985, effective July 31, 1989, for a maximum of 150 days; emergency expired December 28, 1989; amended at 13 Ill. Reg. 17348, effective October 27, 1989; amended at 14 Ill. Reg. 10755, effective June 20, 1990; emergency amendments at 14 Ill. Reg. 18324, effective October 29, 1990,

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for a maximum of 150 days; emergency expired March 28, 1991; amended at 15 Ill. Reg. 9924, effective June 24, 1991; amended at 15 Ill. Reg. 18138, effective December 6, 1991; amended at 16 Ill. Reg. 12470, effective July 28, 1992; amended at 16 Ill. Reg. 18951, effective December 1, 1992; amended at 17 Ill. Reg. 15534, effective September 10, 1993; amended at 18 Ill. Reg. 12628, effective AUG 09 1994.

Section 530.20 Statewide Cock Pheasant, Hungarian Partridge, Bobwhite Quail, and Cottontail and Swamp Rabbit Regulations

- a) Zones: South zone consists of all lands south of the line that follows U.S. Route 36 from the Indiana State line to Springfield, Route 29 from Springfield to Pekin and Route 9 from Pekin to Dallas City, then due west to the Mississippi River; north zone is the remainder of the State.  
b) Season dates:  
North (all species) - first Saturday in November through January 57-1994 the first Wednesday in the next following January.  
South (all species) - first Saturday in November through the second Sunday in the next following January.

c) Hunting hours: Sunrise until sunset.

d) Daily limit:

- Cock pheasant - 2  
Bobwhite Quail - 8  
Hungarian Partridge - 2  
Rabbit - 4

e) Possession limit (after the second day of the hunting season):

- Cock Pheasant - 6  
Bobwhite Quail - 20  
Hungarian Partridge - 6  
Rabbit - 10

f) Cock pheasant may be hunted only; hen pheasants are illegal to take or possess, except as specified on controlled hunting areas operated pursuant to Sections 1.13 or 3.27 of the Wildlife Code (Ill. Rev. Stat. 1991, ch. 61, pars. 1.13 or 3.27) [520 ILCS 5/1.13 or 3.27] or at sites listed in Section 530.105 and as provided for on designated sites in Section 530.110, and by falconry methods as described in 17 Ill. Adm. Code 1590, Falconry and the Captive Propagation of Raptors.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

Section 530.60 Statewide Crow Regulations (Repealed)

- a) Season dates:--July-1-through-August-15--and-from-December-15--through-the-next-following-March-1--  
b) Hunting hours:--Sunrise-until-sunset--  
c) Daily limit-and-possession-limit:--No-limit--

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(Source: Repealed at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 530.70 Controlled Pheasant Hunting Sites Permit Requirements

- a) Applicants must contact the Department of Conservation (Department or DOC) to obtain a permit reservation. (except However for Wayne Fitzgerald, Silver Springs State Park, Ramsey Lake State Park, Site M, and Lee County Conservation Area (Green River), and Moraine View State-Park where applicants must contact the concessionaire. Should the concessionaire, for any reason, fail to operate the concession, applicants must contact DOC.)- Starting dates and methods for making reservations will be publicly announced. Only applications for reservations submitted by Illinois residents will be processed during the first two weeks of the application period. Applicants making reservations will be sent confirmation.
- b) Permits will be issued until the daily quota is filled. The daily quota is determined by the formula one hunter per 10 to 40 80 huntable acres. Huntable acres are determined by, but not limited to, the biological studies on the number of the species available, the condition, topography, and configuration of the land at the site, the condition of the roads at the site, and the number of employees available to work at the site.
- c) The permit authorizes the permit holder to bring one hunting partner. (The hunting partner cannot hunt without the permit holder being present to hunt.) The Springfield Permit Office cannot transfer or alter reservations to change hunting areas, dates or hunters' names. Permits cannot be transferred on the hunting areas. For other information write to:

Illinois Department of Conservation  
Pheasant  
524 South Second St., Room 210  
P.O. Box 19457  
Springfield, Illinois 62794-9457

- d) Reservations for pheasant hunting will be issued from the Springfield Permit Office for Chain O'Lakes State Park, Des Plaines Conservation Area, Eldon Hazlet State Park (Carlyle Lake), Iroquois County Conservation Area, Moraine View State Park and Richland County Controlled Pheasant Hunting Area.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 530.80 Controlled Pheasant Hunting Regulations

- a) The controlled hunting season is November 9 2 through December 11, both dates inclusive, with the following exceptions:
- 1) All areas shall be closed to pheasant permit hunting on every Monday and Tuesday during the controlled hunting season and

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- November 19 18 and December 27-1993 1, 1994.
- 2) All areas are open to the Illinois Youth Pheasant Hunting Program only on November 76 (except at Wayne Fitzgerald State Park where the Youth Pheasant Hunting Program will be November 13 and at Site M, Silver Springs and Ramsey Lake where a Youth Pheasant Hunting Program will not be held).
  - 3) The controlled hunting season on the Des Plaines Conservation Area and the Iroquois County Conservation Area is November 9 2 through November 14 13, November 24 23 through November 28 27 and December 3 2 through December 19-1993 18, 1994.
  - 4) The controlled hunting season on the Wayne Fitzgerald State Park (Rend Lake), Lee County Conservation Area (Green River), Wayne Fitzgerald--State--Park--Moraine-View-State-Park, Silver Springs State Park, Site M and Ramsey Lake State Park will be publicly announced.
  - b) Hunting hours are from 9:00 a.m. to 4:00 p.m. Hunters with reservations are required to check in at the check station between 7:00 a.m. and 8:00 a.m. Reservations are void after 8:00 a.m.
  - c) When daily quotas are not filled, permits shall be issued on a first-come, first-served basis until 12:00 Noon.
  - d) Hunters are required to deposit their hunting license in the check station while hunting. Persons exempt by law from having a hunting license must deposit their Firearm Owner's Identification Card. If they are under 21 years old and do not have a card they must be accompanied by a parent, legal guardian or a person in loco parentis who has a valid card in possession. A \$15.00 Daily Usage Stamp must be purchased at each area (except at Wayne Fitzgerald (Rend Lake), Silver Springs State Park, Ramsey Lake State Park, Moraine View State Park, Site-M and Lee County Conservation Area, a Daily Usage Stamp is not required---fees, fees and method(s) of payment at these sites will be publicly announced).
  - e) Hunters are required to wear a cap and upper outer garment of solid and vivid blaze orange of at least 400 square inches. Hunters must also wear a back patch issued by the check station.
  - f) Anyone who has killed game previously and has it in his possession or in his vehicle must declare it with the person in charge of the area when he checks in. All such game found in a hunter's possession after he has started hunting on the area shall be considered illegally taken if the hunter has not declared it prior to going into the field.
  - g) All hunting must be done with shotguns or bow and arrow. Only shot shells with a shot size of No. 5 lead or No. 3 steel or smaller may be used except at the Wayne Fitzgerald State Park where only nontoxic shot may be possessed and only shot shells with a shot size of No. 3 steel or smaller may be used. Flu flu arrows only may be used by bow and arrow hunters.
  - h) Non-hunters are not allowed in the field.
  - i) Hunters under 16 years of age must be accompanied by an adult hunter.
  - j) Daily limits:
    - 1) Two pheasants of either sex at Eldon Hazlet State Park, Chain



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O'Lakes State Park, Iroquois County Conservation Area, Richland County Controlled Pheasant Hunting Area, Wayne Fitzgerald State Park, Des Plaines Conservation Area, Lee County Conservation Area (Green River) and Moraine View State Park.

- 2) Two pheasants of either sex, 8 bobwhite quail and 4 rabbits at Silver Springs State Park and Ramsey Lake State Park.

- 3) Two cock pheasants, 8 bobwhite quail and 4 rabbits at Site M.

k) Tagging of birds.

All pheasants must be affixed with a Department tag before they are removed from the area during the controlled pheasant hunting season. The tag must remain on the leg of the pheasants until the pheasants are finally prepared for consumption.

- l) Hunters may not leave the confines of any permit area and return to hunt on the permit area during the same day.

m) It shall be unlawful to hunt on a site listed in subsection (j) above for the remainder of the controlled hunting season after being issued a citation for violation of Section 2.33(g), (i), (j), (k), (n), (o), (p), (u), (x), (z), (cc) or (gg) of the Wildlife Code (Ill. Rev. Stat. 1991, ch. 61, par. 2.33(g), (i), (j), (k), (n), (o), (p), (u), (x), (z), (cc) and (gg)) [520 ILCS 5/2.33(g), (i), (j), (k), (n), (o), (p), (u), (x), (z), (cc) and (gg)] or 17 Ill. Adm. Code 510.10(c)(4), (6), (11) and (12), and subsection 530.20(d) of this Part and subsections (d), (e), (g), and (j) of this Section, at that site. Hunters so cited may appeal the loss of hunting privileges to the site superintendent at the site where the violation(s) occurred. Hunters may also request a hearing within ten days of the citation by written request addressed to: Legal Division, Department of Conservation, 524 South Second Street, Springfield, IL 62766 52701-1787. Such hearing shall be governed by the provisions of 17 Ill. Adm. Code 2530.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

### Section 530.100 Illinois Youth Pheasant Hunting Regulations

- a) The Illinois Youth Pheasant Hunt will be November 7-1993 6, 1994, except at Sangchris Lake State Park where the hunt will be December 17-1993 10, 1994, and at Railsplitter State Park where the hunt will be November 27-1993 26, 1994 and at Mackinaw River State Fish & Wildlife Area where the hunt will be the first Saturday of the statewide upland season.

- b) Hunting hours are from 9:00 a.m. to 4:00 p.m. Hunters with reservations or permits are required to check in at the check station between 7:00 a.m. and 8:00 a.m. (between 8:00 a.m. and 8:30 a.m. at Sangchris Lake and Railsplitter State Park).

- c) All hunters must be between the ages of 10 and 15 inclusive and have a youth hunting permit. Stand-by permits will not be available except at Sangchris Lake and Railsplitter State Park.

- d) All hunters are required to deposit their hunting licenses in the

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check station while hunting. Each permit holder MUST be accompanied by a non-hunting supervisory adult ~~7-except-at-Mackinaw-River-State-Fish-&Wildlife-Area-where-one-supervisory-adult-per-youth-will-be-allowed hunting-rights.~~ If the hunter does not have a valid Firearm Owner's Identification Card (FOID), the supervisory adult is required to have a valid FOID Card. Only one supervisory adult in a hunting party is required to have a valid FOID Card if the hunters in the hunting party stay under the immediate control (accompany youth hunter at all times) of the supervisory adult possessing the valid FOID Card.

- e) Hunters and supervising adults are required to wear a cap and upper outer garment of solid and vivid blaze orange of at least 400 square inches. Hunters must also wear a back patch issued by the check station.

- f) Anyone who has killed game previously and has it in his possession or in his vehicle must declare it with the person in charge of the area prior to hunting on the area. All previously killed game found in a hunter's possession after he has started hunting on the area will be considered illegally taken if the hunter has not declared it prior to going into the field.

- g) All hunting must be done with shotguns. Only shot shells with a shot size of No. 5 lead or No. 3 steel or smaller may be used, except at the Wayne Fitzgerald State Recreation Area where only shot shells with a shot size of No. 3 steel or smaller may be used.

- h) Daily limit.

- 1) Two pheasants of either sex at Eldon Hazlet State Park, Chain O'Lakes State Park, Iroquois County Conservation Area, Lee County Conservation Area, Des Plaines Conservation Area, Richland County Controlled Pheasant Hunting Area, Wayne Fitzgerald State Park, Moraine View State Park and Horseshoe Lake State Park (Madison County).

- 2) Statewide Limits, Mackinaw River State Fish & Wildlife Area, Sangchris Lake State Park and Railsplitter State Park.

- i) All pheasants must be affixed with a Department tag before they are removed from the area (except Sangchris Lake and Railsplitter State Park and Mackinaw River State Fish & Wildlife Area). The tag must remain on the leg of the pheasants until the pheasants are finally prepared for consumption.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

### Section 530.105 Regulations for Fee Hunting of Pheasant, Hungarian Partridge, Quail and Rabbit at Controlled Daily Drawing Pheasant Hunting Sites

- a) All the regulations in 17 Ill. Adm. Code 510 - General Hunting and Trapping apply in this Section, unless this Section is more restrictive.

- b) All hunters must wear a cap and upper outer garment of solid and vivid blaze orange of at least 400 square inches.



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- c) All areas are closed to fee upland game hunting Mondays and Tuesdays, Christmas Day and New Year's Day and November 19 18 and December 2 1.
- d) Hunting hours are 9:00 a.m. to 4:00 p.m. (except on Thanksgiving Day hunting hours are 9:00 a.m. to 1:00 p.m. at Kankakee River State Park, Silver-Springs-State-Park and Sand Ridge State Forest).
- e) All hunting must be done with shotgun or bow and arrow. Only shot shells with a shot size of No. 5 lead or No. 3 steel or smaller may be used. Flu flu arrows only may be used by bow and arrow hunters.
- f) All pheasants must be affixed with a Department tag before they are removed from the area. The tag must remain on the leg of the pheasants until the pheasants are finally prepared for consumption.
- g) A drawing shall be held at the site for hunter quotas; a \$15.00 daily usage stamp is required opening date through the day following the final game bird release.
- h) When daily quotas are not filled, hunters are allowed to check in on a first-come first-served basis until 1:00 p.m.
- i) The Department shall announce by public news release the registration time and quota to be filled.
- j) Hunters are required to deposit their hunting license in the check station while hunting. Persons exempt by law from having a hunting license must deposit their Firearm Owner's Identification Card. If they are under 21 years old and do not have a card they must be accompanied by a parent, legal guardian or a person in loco parentis who has a valid card in possession.
- k) A back patch issued at the check station must be worn while hunting.
- l) Non-hunters are not allowed in the field.
- m) Hunters must not leave the site without first checking out.
- n) Daily Limit:  
Pheasant - 2 (either sex may be harvested)  
Bowhite Quail - 8  
Hungarian Partridge - 2  
Rabbit - 4
- o) Statewide regulations as provided for in this Part apply at the following Controlled Daily Drawing Pheasant Hunting sites, except as noted above and in parentheses below:  
Horseshoe Lake State Park (Madison County) (hunting season opens the first hunting day after the close of the duck hunting season); daily limit 2 pheasants of either sex except that, on the last day of fee hunting, each hunter will be allowed to harvest 4 quail and 2 rabbits in addition to 2 pheasants)  
Johnson-Sauk Trail State Park  
Joliet Army Ammunition Plant - Will County (if negotiations between the Department and the United States Army are successfully concluded in time to have pheasant, rabbit, quail and partridge hunting at this site; regulations and requirements shall be publicly announced a \$5.00 daily usage fee will be charged; no hen pheasants may be harvested; site is closed during site's firearm deer season; pheasants will not be tagged)  
Kankakee River State Park (Hunters must check out within 15

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- minutes of the close of hunting hours; quail shall not be harvested)  
Sand Ridge State Forest  
Washington County Conservation Area
- p) It shall be unlawful to hunt on a site listed in subsection (o) above for the remainder of the controlled hunting season after being issued a citation for violation of Section 2.33(g), (i), (j), (k), (n), (o), (p), (u), (x), (z), (cc) or (gg) of the Wildlife Code (Ill. Rev. Stat. 1991, ch. 61, par. 2.33(g), (i), (j), (k), (n), (o), (p), (u), (x), (z), (cc) and (gg)) [520 ILCS 5/2.33(g), (i), (j), (k), (n), (o), (p), (u), (x), (z), (cc) and (gg)] or 17 Ill. Adm. Code 510.10(c)(4), (f), (ll) and (l2), subsection 530.20(d) of this Part and subsections (b), (d) and (j) of this Section, at the site. Hunters so cited may appeal the loss of hunting privileges to the site superintendent at the site where the violation(s) occurred. Hunters may also request a hearing within ten days of the citation by written request addressed to: Legal Division, Department of Conservation, 524 South Second Street, Springfield IL 62761 62701-1787. Such hearing shall be governed by the provisions of 17 Ill. Adm. Code 2530.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

### Section 530.110 Regulations for Non-Fee Hunting of Cock Pheasant, Hungarian Partridge, Quail, and Rabbit at Various Department-Owned or -Managed Sites

- a) All the regulations in 17 Ill. Adm. Code 510--General Hunting and Trapping apply in this Section, unless this Section is more restrictive.
- b) Flu flu arrows only may be used by bow and arrow hunters.
- c) Hunters engaged in quail, rabbit, pheasant, or Hungarian partridge hunting must wear a cap and upper outer garment of solid and vivid blaze orange of at least 400 square inches at all Department-owned or -managed sites.
- d) The Department will announce by public news release the registration time and quota to be filled at sites where the hunter quota will be filled by drawing at the sites.
- e) No report of hunting trips or harvest is required. Statewide regulations as provided for in this rule apply at the following sites (exceptions are in parentheses):

#### Anderson-Lake-Conservation-Area

#### Argyle-Lake-State-Park

#### Banner-Marsh-State-Fish-and-Wildlife-Area-(season---the-day-after the-close-of-the-duck-season---until-statewide-closing)

#### Big-Bend-Conservation-Area

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Big River State Forest--(closed-during-firearm-deer-season)

Cache River State Natural Area

Campbell Pond Wildlife Management Area

Earlville Lake Bands and Waters--Corps-of-Engineers-managed-lands

Earlville--Lake-Wildlife-Management--Area--(no-hunting-in--the-subin-poundment-area-3-days-prior-to-and-during-waterfowl-season)

Chain-O-Lakes State Park-----open-Wednesday-after-permit-pheasant season-for-five-consecutive-days--except-closed-on-Christmas-Bay 9:00-a.m.-to-4:00-p.m.--hunters-must--check-in-and--check-out--daily--quota--filled-on-first-come-first-serve-basis--BOC-issued back-patch-must-be-worn--white-hunting--only-shot-size-of--No--5 lead--or--No--3-steel-or-smaller-may-be-used--pheasants-of-either sex-may-be-taken--hens-must-be-tagged-with-Department-tag-at--the-check-station-before-leaving-the-area)

Chautauque--Marsh--(permit-required--obtain-at-Red-Hills-State-Park headquarters-prior-to-hunting--must-return-permit-by-February-15)

Crawford County Conservation Area

Deer-Plaines Conservation Area--(open--November--17--and--19--and December--1-and-2-and-Wednesday-after-permit-pheasant-season--and runs-five-days-thereafter-except--closed--on--Monday--Tuesday--Christmas--Day--and-New-Year's-Day--9:00-a.m.-to-4:00-p.m.--check-in-and-check-out-required--daily--quota--filled--by--first-come-first-serve--basis--hunters-must-wear-BOC-issued-back-patch-white hunting--hunters-must-check-out-by-4:15-p.m.--only-shot-size-of No--5-lead--or-No-3-steel-or-smaller-may-be-used--pheasants-of either-sex-may-be-taken--hens-must-be-tagged-with-Department-tag-at-the-check-station-before-leaving-the-area)

Dog Island Wildlife Management Area

Hidom--Hazel--State-Park--(North-of--Allen-Branch-and-West-of Peppenhorst-Branch-only)

Perry-Clyffe State Park

Port-de-Chartres--Historic-Site--(hunting--with--muzzle-loading shotgun-or-bow-and-arrow-only)

Port-Massac State Park

Saint-City State Park

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Hamilton County Conservation Area--(8:00-a.m.-to-statewide-closed)

Herscheid--Workman-Habitat--Area--(Vermilion-County-Pheasant-Stamp Site)--(Open-only-November-6--7--7--11--13--19--21--24--27--29--December-4--7--11--13--17--19--21--and-24--hunters-shall-apply-to the-Department-of-Conservation-Permit-Office-for-permit-to-hunt-a specific-day-within-the-statewide-season--permits-will-be allocated-by-a-random-drawing--procedures-for-application-and drawing-will-be-announced-by-news-release--permits-must-be-in possession--white-hunting--only--one-permit-per-person-per-year will-be-issued--each-permit-authorizes-the-holder-to-bring-three hunting-partners--permit-must-be-returned-and-harvest-reported-by February-15--or-hunters-will-forfeit-hunting-privileges-for-the site-for-the-following-year)

Horseshoe Lake State Park Public Hunting Area - Alexander County (Waterfowl Permit Area closed)

I-24 Wildlife Management Area

Iroquois--County-Conservation-Area--(season-is-November-17-and-19--December-1-and-2--and-opens-two-days-after--the--pheasant--permit season--closes--and--runs--for--3--consecutive--days--9:00-a.m.-to-4:00 p.m.--hunters-must-check-in-and-check-out--and--wear--Department issued--back--patch--white-hunting--pheasants-of-either-sex-may-be taken--hen-pheasants-must-be-tagged-with-Department-tag--at--the check-station-before-leaving-the-area)

Johnson-Sack--Trail-State-Park--(drawing-at-site-for-hunter-quota 9:00-a.m.-to-3:00-p.m.--no-fee-hunting-opens-Wednesday-after-the final-gam-bird-release-and-continues-until--the--close--of--the season--except--closed-Christmas-Bay--Mondays-and-Tuesdays--only shot-size-of-No-5-lead-or-No-3-steel-or-smaller-may-be-used)

Jubilee College State Park (Sunrise-to-4:00 p.m.)

Kaseker-Sand-Prarie-Habitat--Area--(Deer-County--Pheasant--Stamp Site)--(Open-only-November-6--7--11--13--19--21--24--27--29--December-4--7--11--13--17--19--21--and-24--hunters-shall-apply-to the-Department-of-Conservation-Permit-Office-for-permit-to-hunt-a specific-day-within-the-statewide-season--permits-will-be allocated-by-a-random-drawing--procedures-for-application-and drawing-will-be-announced-by-news-release--only-one-permit-per person-per-year-will-be-issued--permits-must-be-in-possession--white-hunting--each-permit-authorizes-the-holder-to-bring-five hunting-partners--permit-must-be-returned-and-harvest-reported-by February-15--or-hunters-will-forfeit-hunting-privileges-for-the site-for-the-following-year)



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Kankakee River--State Park--(9+00--a.m.--to--3+00--p.m.)--non-fee hunting--open--November--19--and--December--4--and--the--Wednesday--after the--final--game--bird--release--for--five--consecutive--days--or--until the--end--of--the--season--which--ever--comes--first--closed--Christmas--Bay--New--Year's--Day--and--Mondays--and--Tuesdays--hunters--must--check in--and--check--out--daily--quota--filled--by--drawing--at--0+30--a.m.-- hunters--must--check--out--by--3+15--p.m.--BOG--back--patch--must--be--worn white--hunting--only--shot--size--of--No--5--lead--or--No--3--steel--or smaller--may--be--used--quail--may--not--be--harvested

Kaskaskia River--Fish--and--Wildlife--Area--(except--Boza--Greek Waterfowl--Management--Unit--closed--3--days--prior--to--and--during--duck season)

Kickapoo State Park--(8+00--a.m.--to--4+00--p.m.)--no--hunting--during firearm--deer--season--hunters--must--check--in--and--check--out--and report--harvest--BOG--issued--back--patch--must--be--worn--white--hunting during--the--first--2--weeks--of--the--season

## Kidd Lake State Natural Area

## Kinkaid Lake--Fish--and--Wildlife--Area

Kaskaskia--and--West--Okaw--Fish--and--Wildlife--Area--(only--non--toxic--shot--may--be--in--possession--white--hunting--in--fish hook--bann--McGee--and--Jonathan--Greek--waterfowl--management--units)

Lee County--Conservation--Area--(hunting--for--rabbit--and--quail--on Monday--and--Tuesday--only--during--the--permit--pheasant--season--pheasant--hunting--permitted--two--days--following--close--of--permit pheasant--season--cocks--only--may--be--taken)

Mackinaw River--State Fish--and--Wildlife--Area--(opens--the--day--after youth--harm--for--9--consecutive--day--rabbit--hunting--only--seasons the--third--Saturday--in--December--for--9--consecutive--days--hunting hours--(8+00--a.m.--to--4+00--p.m.)--daily--bag--quota--filled--by--daily draw--or--first--come--basis--BOG--issued--back--patches--must--be--worn white--hunting)

Mareles Fish--and--Wildlife--Area--(no--hunting--during--firearm--deer season)

Mareles County--Conservation--Area--(no--hunting--during--firearm--deer season)

Mareles State Park--Wildlife--Area--(opens--the--first--day--after the--close--of--the--Quail--and--Duck--season--except--on--Monday--and--Tuesday--hunting--hours--(8+00--a.m.--to--4+00--p.m.)--shot--size--of--No--3--lead--or--No--3--steel--or smaller--may--be--used)

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check--in--and--check--out--required--hunter--quota--filled--by--daily drawing--for--first--day--of--season--to--participate--in--daily--drawing hunters--must--check--in--by--8+30--a.m.--BOG--issued--backpatch--must--be worn--during--first--day--after--the--first--day--hunters--must--sign--in and--sign--out--and--report--harvest--area--closes--at--3+30--p.m.--daily closed--Christmas--Day

McLean County Pheasant Stamp--Habitat--Area--(open--only--November--6--7--11--13--17--19--21--23--27--29--December--4--7--11--13--17--19--21 and--24--hunters--shall--apply--to--the--Department--of--Conservation Permit--Office--for--permit--to--hunt--a--specific--day--within--the statewide--season--permits--will--be--allocated--by--a--random--drawing procedures--for--application--and--drawing--will--be--announced--by--news releases--only--one--permit--per--person--per--year--will--be--issued permits--must--be--in--possession--while--hunting--each--permit authorized--the--holder--to--bring--three--hunting--partners--permit must--be--returned--and--harvest--reported--by--February--15--or--hunters will--forfeit--hunting--privileges--for--this--site--for--the--following year

## Metzer Lake--Conservation--Area

Midlefork Fish--and--Wildlife--Area--(8+00--a.m.--to--4+00--p.m.)--no hunting--during--the--firearm--deer--season--hunters--must--check--in--and check--out--and--report--harvest--BOG--issued--back--patch--must--be--worn white--hunting--during--the--first--2--weeks--of--the--season

Mississippi River Pools 16, 17, 18, 21, 22, 24, 25 and 26

Moraine View State Park--(hunting--will--be--allowed--as--announced--by the--Department)

Mr--Vernon--Game--Farm--(rabbit--only--January--1--to--season--end-- site--permit--required--must--return--harvest--report--by--January--31-- maximum--shot--size--5--lead--or--3--steel)

## Oakford Conservation Area

## Panthur Creek--Conservation--Area

Pike County--Conservation--Area--(no--hunting--after--November--30--in Area--4--no--hunting--after--December--15--in--Area--6)

Pyramid State Park--(8+00--a.m.--to--4+00--p.m.)

Ratonsville State Park--(fer--pheasant--quail--and--rabbit--hunting program--will--be--conducted--3--days--only--on--November--29--and December--11--and--21--1991--Ratonsville--pheasant--deer--and--rabbit permits--will--be--issued--by--a--mail--in--starting--at--the--state--office)



## DEPARTMENT OF CONSERVATION

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Registration procedures--and--hunter--quota--will--be--announced--by--public--news--releases---Permits--available--after--the--drawing--will--be--allocated--on--a--first--come--basis--from--the--site--or--district--Wildlife--office---Each--permittee--must--check--in--at--the--site--check--station--between--0:00--a.m.--and--0:30--a.m.--and--exchange--his--hunting--license--and--Ratapittler--Upland--Game--Pemit--for--a--back--patch--to--be--worn--while--in--the--field---Hunting--hours--are--0:30--a.m.--to--3:00--p.m.--Each--hunter--must--check--out--and--report--his--harvest--at--the--hunter--check--station--by--4:00--p.m.--it--is--unlawful--to--hunt--in--restricted--areas

Ramsey--Lake--State--Park--(hunting--will--be--allowed--as--announced--by--the--Department)

## Randolph County Conservation Area

Red Hills--State--Park--(0:00--a.m.--to--statewide--close)

Rend Lake Project Lands and Waters

Satine County Conservation Area--(0:00--a.m.--to--4:00--p.m.)

Sam-Bate--Lake--Conservation--Area--(0:00--a.m.--to--4:00--p.m.)

Sam-Part--State--Park--(0:00--a.m.--to--4:00--p.m.)

Sand Ridge--State--Forest--(hunters--must--sign--out--daily--and--report--their--harvest)

Sangamon County Conservation Area

## Sangamon County Conservation Area

Sangchris--Lake--State--Park--(a--pheasant--quail--and--rabbit--hunting--program--will--be--conducted--2--days--only--on--December--17--1993--and--on--December--18--1993--Sangchris--Lake--Pheasant--Quail--and--Rabbit--Permits--will--be--issued--by--a--mail--in--drawing--at--the--site--office--Registration--procedures--and--hunter--quota--will--be--announced--by--public--news--releases---Permits--available--after--the--drawing--will--be--allocated--on--a--first--come--basis--from--the--site--office---Each--permittee--must--check--in--at--the--site--office--between--0:00--a.m.--and--0:30--a.m.--and--exchange--their--hunting--license--and--Sangchris--Lake--Upland--Game--Permit--for--a--back--patch--to--be--worn--while--in--the--field---Hunting--hours--are--0:30--a.m.--to--4:00--p.m.--Each--hunter--must--check--out--and--report--his--harvest--at--the--hunter--check--station--by--4:00--p.m.--Rabbit--hunting--only--will--be--permitted--at--Sangchris--Lake--State--Park--from--December--17--1993--through--December--31--except--on--Christmas--day--hunter--quota--will--be--announced--by--public--news--releases--Daily--Sangchris--Lake--Rabbit--Hunting--Permits--will--be

## DEPARTMENT OF CONSERVATION

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issued--on--a--first--come--basis--at--the--site--office--between--0:00--a.m.--and--9:00--a.m.--on--each--respective--hunting--day---Hunters--must--possess--a--Sangchris--Lake--Rabbit--Hunting--Permit--at--all--times--when--hunting---Hunting--hours--are--0:30--a.m.--to--4:00--p.m.--Each--hunter--must--check--out--and--report--his--harvest--at--the--hunter--check--station--by--4:00--p.m.)

Shawnee--National--Forest--Barue--Scatters--(sunrise--noon--during--the--duck--season)

Shawnee National Forest, Oakwood Bottoms (Greentree Reservoir, west of the Big Muddy Levee--sunrise--noon--during--duck--season; non-toxic shot only)

Sliver--Springs--State--Park--(hunting--will--be--allowed--as--announced--by--the--Department)

Site--M--in--Cass--County--(in--designated--areas--hunting--will--be--allowed--as--announced--by--the--Department---Additional--regulations--will--be--publicly--announced---Parking--is--permitted--at--designated--parking--areas--only)

Snake--Ben--Hollow--Fish--and--Wildlife--Area--(hunting--permitted--from--the--day--after--the--close--of--the--Putton--Knox--County--Bone--goose--season--until--the--close--of--the--statewide--rabbit--season--)

Stephen--Ar--Porbes--State--Park--(0:00--a.m.--to--4:00--p.m.)

Sunspot Mine (Fulton and Schuyler Counties)

Tapley--Woods--State--Natural--Area--(closed--during--firearm--and--muzzloading--tife--deer--seasons)

Ten--Mile--Greek--State--Fish--and--Wildlife--Area--(permit--required--areas--designated--as--Refuge--are--closed--to--all--access--during--Canada--Goose--Season--only--permits--must--be--returned--by--February--15--to--the--Bissett--Wildlife--Manager--700B--West--Lafayette--P.O.--Box--3337--Osney--IL--62450)

Trail--of--Pears--State--Forest

Turkey--Bluffs--Fish--and--Wildlife--Area

Union County Conservation Area (Firing Line Management Area only)

Washington--County--Conservation--Area--(drawing--at--site--for--hunter--quota--9:00--a.m.--to--3:00--p.m.--non-fee--hunting--open--November--12--and--December--1--and--Wednesday--after--the--final--game--bird--release--and--continues--until--the--close--of--the--season--except--closed

## DEPARTMENT OF CONSERVATION

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Christmas-Bay-New-Year's-Day-and-Mondays-and-Tuesdays-only-shot  
size-of-No.-5-lead-or-No.-3-steel-or-smaller-may-be-used

Weinberg-King-State-Park

Wildcat Hollow State Forest

Witowsky--State--Wildlife--Area--(--closed--during--firearm--and  
musket--loading--rifle--deer--seasons)--

- f) Statewide--regulations--as--provided--for--in--this--Part--apply--at--the  
following--sites--with--additional--regulations--in--parentheses--(--in  
addition--a--free--permit--is--required--which--is--obtained--from--each--site  
officer--Permits--must--be--in--possession--while--hunting--The--permit--must  
be--returned--and--harvest--reported--by--February--15--or--the--hunter--will  
forfeit--his--hunting--privileges--at--that--particular--site--for--the  
following--year--Free--permit--required--Hunters--report--trips--and  
harvest--by--free--permit--Permits--may--be--obtained--at--site--offices--or--by  
random--drawing--where--quotas--are--in--effect--Failure--to--return--permit  
and--report--harvest--by--February--15--will--result--in--loss--of--hunting  
privileges--at--that--site--for--the--following--year--Statewide--regulations  
as--provided--for--in--this--rule--apply--at--the--following--sites--(all  
exceptions--are--in--parentheses):

Chauncey Marsh (Obtain permit at Red Hills State Park  
headquarters; no hunting in dedicated Nature Preserve)

Clinton Lake State Recreation Area (8:00 a.m. to 4 p.m.)

Eagle Creek State Park

Fox Ridge State Park

Herschel Workman Habitat Area (open only November 5, 6, 11, 19,  
23 and 29 and December 9, 11, 15, 18, 21 and 24; only one permit  
per person per year will be issued; permits must be in possession  
while hunting; each permit authorizes the holder to bring three  
hunting partners)

Hidden Springs State Forest (no hunting during firearm deer  
season)

Kaecker Sand Prairie Habitat Area (open only November 5, 6, 11,  
15, 19, 23, 26 and 29 and December 3, 6, 9, 11, 15, 18, 21 and  
24; only one permit per person per year will be issued; permits  
must be in possession while hunting; each permit authorizes the  
holder to bring five hunting partners)

Lake Shelbyville (Eagle Creek and Kaskaskia West Okaw Wildlife  
Management Area Areas)

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

McLean County Habitat Area (open only November 5, 6, 11, 15, 19,  
23, 26 and 29 and December 3, 6, 9, 11, 15, 18, 21 and 24; only  
one permit per person per year will be issued; permits must be in  
possession while hunting; each permit authorizes the holder to  
bring three hunting partners)

Ten Mile Creek State Fish and Wildlife Area (areas designated as  
refuge are closed to all access during Canada Goose season;  
permits must be returned to District Wildlife Manager, P.O. Box  
313, Olney IL 62450)

Site M (Quality Area; Open only November 5, 6, 11, 14, 21, 24, 27  
and 30 and December 6, 9, 11, 15, 18, 21, 24 and 28; only one  
permit per person per year will be issued; permits must be in  
possession while hunting; each permit authorizes the holder to  
bring three hunting partners)

- g) Hunters must report trips and harvest at check station. Statewide  
regulations as provided for in this rule apply at the following sites  
(all exceptions are in parentheses):

Anderson Lake Conservation Area

Argyle Lake State Park (closed during firearm deer season)

Banner Marsh State Fish and Wildlife Area (opens the day after  
the close of the central zone duck season)

Big Bend State Fish and Wildlife Area

Big River State Forest (closed during firearm deer season)

Cache River State Natural Area

Carlyle Lake Wildlife Management Area (Subimpoundment area closed  
3 days prior to and during the southern zone waterfowl season)

Chain O'Lakes State Park (open Wednesday after fee pheasant  
season for 5 consecutive days, closed December 25; 8 a.m. to 4  
p.m.; only shot size No. 5 lead or No. 3 steel or smaller may be  
used; pheasants of either sex may be taken; hens must be tagged  
with a DOC tag before leaving the area)

Crawford County Conservation Area

Des Plaines Conservation Area (open November 16, 17 and 30 and  
December 1 and Wednesday after fee pheasant season for 5 days;  
closed on Mondays, Tuesdays, December 25 and January 1; 9 a.m. to  
4 p.m.; only shot size No. 5 lead and No. 3 steel or smaller may  
be used; pheasants of either sex may be taken; hens must be  
tagged with a DOC tag before leaving area)



## DEPARTMENT OF CONSERVATION

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Eldon Hazlet State Park (Controlled Pheasant Hunting Area Only)  
(Open for 5 consecutive days following the last pheasant release)

Eldon Hazlet State Park (north of Allen Branch and west of Peppenhorst Branch; north of Allen Branch only has a check station)

Ferne Clyffe State Park

Fort de Chartres Historic Site (hunting with muzzleloading shotgun or bow and arrow only)

Fort Massac State Park

Giant City State Park

Hamilton County Conservation Area (Opens 8 a.m.)

I-24 Wildlife Management Area

Iroquois County Conservation Area (Open November 16, 17 and 30 and December 1 and starting two days after the fee pheasant season closes for 3 consecutive days; 8 a.m. to 4 p.m.; pheasants of either sex may be taken; hens must be tagged with a DOC tag before leaving area)

Johnson-Sauk Trail State Park (Open from Wednesday after the fee pheasant season, closed Mondays, Tuesdays and December 25; 9 a.m. to 3 p.m.; drawing to fill hunter quota; only shot size No. 5 lead or No. 3 steel or smaller may be used)

Jubilee College State Park (4 p.m. closing)

Kankakee River State Park (Open November 18 and December 1 and from Wednesday after the fee pheasant season for 5 days, closed Mondays, Tuesdays, December 25 and January 1; 9 a.m. to 3 p.m.; drawing to fill hunter quota; only shot size No. 5 lead or No. 3 steel or smaller may be used; quail may not be harvested)

Kaskaskia River Fish and Wildlife Area (Doza Creek Waterfowl Management Area closed 3 days prior to and during duck season)

Kickapoo State Park (8 a.m. to 4 p.m.; closed during firearm deer season)

Kidd Lake State Natural Area

Kinkaid Lake Fish and Wildlife Area

## DEPARTMENT OF CONSERVATION

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Lee County Conservation Area (open for quail and rabbit hunting on Monday and Tuesday during the fee pheasant season; open for cock pheasant hunting for two days following the close of fee pheasant season)

Mackinaw River State Fish and Wildlife Area (opens the day after Youth Hunt for 9 consecutive days; rabbits only from the third Saturday in December for 9 consecutive days; 9 a.m. to 4 p.m.)

Marseilles Fish and Wildlife Area (closed during firearm deer season)

Marshall County Conservation Area (closed during firearm deer season)

Mazonia State Fish and Wildlife Area (opens the day after the close of the central zone duck season; open Wednesday through Sunday; 9 a.m. to 3 p.m.; only shot size No. 5 lead or No. 3 steel or smaller may be used)

Mermet Lake Conservation Area

Middle Fork State Fish and Wildlife Area (8:00 a.m. to 4:00 p.m.; closed during firearm deer season)

Moraine View State Park (open for rabbit hunting on Monday and Tuesday during the fee pheasant season; rabbits, quail and pheasants of either sex may be hunted from the close of fee pheasant season for 3 consecutive days; 8 a.m. to 4 p.m.; hens must be tagged with a DOC tag before leaving area)

Panther Creek Conservation Area

Pike County Conservation Area (Area A closed after November 30; Area C closed after December 15)

Pyramid State Park

Railsplitter State Park (Open only November 27, December 10 and 11; drawing to fill hunter quota)

Ramsey Lake State Park (rabbits may be hunted on Mondays and Tuesdays during the fee pheasant season)

Randolph County Conservation Area

Red Hills State Park (opens 8 a.m.)

Saline County Conservation Area (8 a.m. to 4 p.m.)



## DEPARTMENT OF CONSERVATION

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Sam Dale Lake Conservation Area (8 a.m. to 4 p.m.)

Sam Parr State Park (8 a.m. to 4 p.m.)

Sanganois Conservation Area

Site M (non-fee area)

Sangchris Lake State Park (open for quail, pheasant and rabbit December 11 and 17; 8:30 a.m. to 4:00 p.m.; rabbit only December 18, 19, 20, 21, 22, 23, 24, 26, 27, 28, 29, 30 and 31; 12 noon to 4:00 p.m.; drawing to fill hunter quota)

Snake Den Hollow Fish and Wildlife Area (opens the day after the close of the Fulton-Knox County zone goose season)

Stephen A. Forbes State Park (8 a.m. to 4 p.m.)

Tapley Woods State Natural Area (closed during firearm and muzzleloading rifle deer season)

Trail of Tears State Forest

Turkey Bluffs Fish and Wildlife Area

Washington County Conservation Area (open November 18 and December 1 and from Wednesday after the fee pheasant season through statewide closing, closed Mondays, Tuesdays, December 25 and January 1; drawing to fill hunter quota; only shot size No. 5 lead or No. 3 steel or smaller may be used)

Weinberg-King State Park

Witkowsky State Wildlife Area (rabbit only; closed during firearm deer season)

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

### Section 530.115 Regulations for Hunting by Falconry Methods at Various Department-Owned or -Managed Sites

a) All the regulations in 17 Ill. Adm. Code 510 apply in this Section, except that falconers are required to wear a cap and outer garment of solid and vivid blaze orange only during the upland game season on sites where upland game hunting is in progress.

b) Statewide falconry regulations (17 Ill. Adm. Code 1590) apply at the following sites (exceptions are in parentheses):

Big Bend State Fish and Wildlife Area

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

Horseshoe Lake State Park (Madison County) (hunting season opens the first hunting day after the close of the duck hunting season; hunting by falconry methods allowed from day after controlled pheasant season through the close of statewide quail falconry season)

Mississippi River Pools 16, 17 and 18

Railsplitter State Park (hunting by falconry methods permitted from October 1 through March 31 or until 10 hen pheasants are harvested; falconers must sign in at the site check station before hunting and sign out immediately after hunting and report their harvest)

Sand Ridge State Forest (statewide regulations except that hunting is permitted on Mondays and Tuesdays only during the Controlled Daily Drawing Pheasant Program season-----it; it is unlawful to hunt by falconry methods in the vicinity of pheasant releases as pheasants are being released-----Falconry; falconry hunters must obtain a free permit from site office before hunting and report harvest by April 15-----Failure; failure to report harvest by April 15 will result in loss of hunting privileges the following year-)

Silver Springs State Park (hunting for pheasant, rabbit and quail permitted October 1 through two days before the opening of the site's pheasant season; falconers must obtain a free permit from site office before hunting and report harvest by December 1; failure to report harvest will result in loss of hunting privileges the following year)

Snake Den Hollow Fish and Wildlife Area (hunting permitted from the day after the close of the Fulton-Knox County Zone goose season until the close of the statewide falconry season-)

Sunspot Mine (Fulton and Schuyler Counties)

c) Cock and hen pheasant, hungarian partridge, bobwhite quail, and rabbit may be taken at the following sites in accordance with 17 Ill. Adm. Code 1590; falconers must obtain a free permit from site office before hunting and return permit and report harvest by February 15; failure to return or report harvest will result in loss of hunting privileges the following year (additional site regulations are in parentheses):

Chain O'Lakes State Park (hunting permitted 8:00 a.m. to 4:00 p.m. from the Monday after the non-fee season through January 31 except closed Christmas Day; obtain permit from site office Monday through Friday 8:00 a.m. to 4:00 p.m.)

Eagle Creek State Park (hunting permitted from the end of the statewide firearms season for rabbits through January 31)

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Eagle Creek Wildlife Management Area (hunting permitted from the end of the statewide firearms season for rabbits through January 31)

Moraine View State Park (hunting permitted October 1 through two days before the pheasant season opens)

Ten Mile Creek Fish and Wildlife Area (hunting permitted from the end of the firearms rabbit season through January 31)

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

### Section 530.120 Regulations for Hunting Crow at Various Department-Owned or -Managed Sites (Repealed)

a) Statewide regulations as provided for in this rule for crow hunting apply at the following sites (exceptions are in parentheses):

Mississippi River Pools (67-17-18)

Panther Creek Conservation Area

Pike County Conservation Area (July 1 through August 15)

Sangamon State Wildlife Area (July 1 through August 15, after waterfowl season closes through March 1, non-toxic shot only)

Sunspot Mine (Pulmon and Schuyler Counties)

b) Statewide regulations as provided for in this rule for crow hunting apply except hunting is permitted only during the second portion of the season at the following sites (season dates are in parentheses):

Anderson Lake Conservation Area (after waterfowl season closes but not before December 15 through March 1)

Big Bend Conservation Area (December 15 through March 1)

Big River State Forest (December 15 through March 1)

Bee County Conservation Area (Green River) (January 1 through March 1)

Trail of Tears State Forest (December 15 through March 1)

c) All hunters must make a reasonable effort to retrieve all crippled birds. All crows taken must be removed from the site by the hunter.

(Source: Repealed at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

1) Heading of the Part: Sport Fishing Regulations for the Waters of Illinois

2) Code Citation: 17 Ill. Adm. Code 810

3) Section Numbers: Adopted Action:

810.45 Amendments

4) Statutory Authority: Implementing and authorized by Sections 1-120, 1-125, 1-150, 5-5, 10-5, 10-10, 10-15, 10-20, 10-25, 10-30, 10-35, 10-45, 10-50, 10-60, 10-75, 10-90, 10-95, 15-50, 20-5, 20-35 and 25-5 of the Fish and Aquatic Life Code (Ill. Rev. Stat. 1991, ch. 56, pars. 1-120, 1-125, 1-150, 5-5, 10-5, 10-10, 10-15, 10-20, 10-25, 10-30, 10-35, 10-45, 10-50, 10-60, 10-75, 10-90, 10-95, 15-50, 20-5, 20-35 and 25-5) [515 ILCS 5/1-120, 1-125, 1-150, 5-5, 10-5, 10-10, 10-15, 10-20, 10-25, 10-30, 10-35, 10-45, 10-50, 10-60, 10-75, 10-90, 10-95, 15-50, 20-5, 20-35 and 25-5]

5) Effective Date of Amendments: August 9, 1994

6) Does this rulemaking contain an automatic repeal date? No

7) Do these amendments contain incorporations by reference? No

8) Date filed in Agency's Principal Office: August 9, 1994

9) Notice of Proposal Published in Illinois Register: April 29, 1994, 18 Ill. Reg. 6202

10) Has JCAR issued a Statement of Objections to these rules? No

11) Differences between proposal and final version: None

12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes

13) Will these amendments replace an emergency rule (amendment, repealer) currently in effect? Yes

Section Numbers	Proposed Action	Illinois Register Citation
810.45	Amendments	18 Ill. Reg. 5667, 4/8/94

14) Are there any amendments pending on this Part? No

15) Summary and Purpose of Amendments: This Part is being amended to add four new Sites to Section 810.45: Site M Ponds #1, #2, #3, and #4, Mascoutah Reservoir, Peabody River King Pit #3 Lakes and Ponds and Mt. Olive (Old) Lake; and to change regulations at Cedar Lake, U.S. Forest Service and City of Carbondale.

DEPARTMENT OF CONSERVATION  
NOTICE OF ADOPTED AMENDMENTS

TITLE 17: CONSERVATION  
CHAPTER I: DEPARTMENT OF CONSERVATION  
SUBCHAPTER b: FISH AND WILDLIFE

PART 810

SPORT FISHING REGULATIONS FOR THE WATERS OF ILLINOIS

- Section
- 810.10 Sale of Fish and Fishing Seasons
  - 810.20 Snagging
  - 810.30 Pole and Line Fishing Only (Repealed)
  - 810.35 Statewide Sportfishing Regulations - Daily Catch and Size Limits
  - 810.37 Definitions for Site Specific Sportfishing Regulations
  - 810.40 Daily Catch and Size Limits (Repealed)
  - 810.45 Site Specific Water Area Regulations
  - 810.50 Bait Fishing
  - 810.60 Bullfrogs
  - 810.70 Free Fishing Days
  - 810.80 Emergency Protective Regulations
  - 810.90 Fishing Tournament Permit
  - 810.100 Bed Protection
- AUTHORITY: Implementing and authorized by Sections 1-120, 1-125, 1-150, 5-5, 10-5, 10-10, 10-12, 10-15, 10-20, 10-25, 10-30, 10-35, 10-45, 10-50, 10-60, 10-75, 10-90, 10-95, 15-50, 20-5, 20-35 and 25-5 of the Fish and Aquatic Life Code (Ill. Rev. Stat. 1991, ch. 56, pars. 1-120, 1-125, 1-150, 5-5, 10-5, 10-10, 10-12, 10-15, 10-20, 10-25, 10-30, 10-35, 10-45, 10-50, 10-60, 10-75, 10-90, 10-95, 15-50, 20-5, 20-35 and 25-5) [515 ILCS 5/1-120, 1-125, 1-150, 5-5, 10-5, 10-10, 10-12, 10-15, 10-20, 10-25, 10-30, 10-35, 10-45, 10-50, 10-60, 10-75, 10-90, 10-95, 15-50, 20-5, 20-35 and 25-5].

SOURCE: Adopted at 5 Ill. Reg. 751, effective January 8, 1981; codified at 5 Ill. Reg. 10647; amended at 6 Ill. Reg. 342, effective December 23, 1981; amended at 6 Ill. Reg. 7411, effective June 11, 1982; amended at 7 Ill. Reg. 209, effective December 22, 1982; amended at 8 Ill. Reg. 1564, effective January 23, 1984; amended at 8 Ill. Reg. 16769, effective August 30, 1984; amended at 9 Ill. Reg. 2916, effective February 26, 1985; emergency amendments at 9 Ill. Reg. 3825, effective March 13, 1985, for a maximum of 150 days; emergency expired August 10, 1985; amended at 9 Ill. Reg. 6181, effective April 24, 1985; amended at 9 Ill. Reg. 14291, effective September 5, 1985; amended at 10 Ill. Reg. 4835, effective March 6, 1986; amended at 11 Ill. Reg. 4638, effective March 10, 1987; amended at 12 Ill. Reg. 5306, effective March 8, 1988; emergency amendments at 12 Ill. Reg. 6981, effective April 4, 1988, for a maximum of 150 days; emergency expired September 1, 1988; emergency amendments at 12 Ill. Reg. 10525, effective June 7, 1988, for a maximum of 150 days; emergency expired November 4, 1988; amended at 12 Ill. Reg. 15982, effective September 27, 1988; amended at 13 Ill. Reg. 8419, effective May 19, 1989; emergency amendments at 13 Ill. Reg. 12643, effective July 14, 1989, for a maximum of 150 days; emergency expired December 11, 1989; emergency amendments

DEPARTMENT OF CONSERVATION  
NOTICE OF ADOPTED AMENDMENTS

16) Information and questions regarding these adopted amendments shall be directed to:

Jack Price  
Department of Conservation  
524 S. Second Street, Room 485  
Springfield, IL 62701-1787

The full text of the Adopted Amendments begins on the next page:



## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

at 13 Ill. Reg. 14085, effective September 4, 1989, for a maximum of 150 days; emergency expired February 1, 1990; emergency amendments at 13 Ill. Reg. 15118, effective September 11, 1989, for a maximum of 150 days, emergency expired February 8, 1990; amended at 14 Ill. Reg. 6164, effective April 17, 1990; emergency amendments at 14 Ill. Reg. 6865, effective April 17, 1990, for a maximum of 150 days; emergency expired September 19, 1990; amended at 14 Ill. Reg. 8588, effective May 21, 1990; amended at 14 Ill. Reg. 16863, effective October 1, 1990; amended at 15 Ill. Reg. 4699, effective March 18, 1991; emergency amendments at 15 Ill. Reg. 5430, effective March 27, 1991, for a maximum of 150 days; emergency expired August 24, 1991; amended at 15 Ill. Reg. 9977, effective June 24, 1991; amended at 15 Ill. Reg. 13347, effective September 3, 1991; amended at 16 Ill. Reg. 5267, effective March 20, 1992; emergency amendments at 16 Ill. Reg. 6016, effective March 25, 1992, for a maximum of 150 days; amended at 16 Ill. Reg. 12526, effective July 28, 1992; amended at 17 Ill. Reg. 3853, effective March 15, 1993; emergency amendment at 17 Ill. Reg. 5915, effective March 25, 1993, for a maximum of 150 days; amended at 17 Ill. Reg. 10806, effective July 1, 1993; amended at 18 Ill. Reg. 3277, effective February 28, 1994; emergency amendment at 18 Ill. Reg. 5667, effective March 25, 1994, for a maximum of 150 days; amended at 18 Ill. Reg. 12652, effective AUG 09 1994.

## Section 810.45 Site Specific Water Area Regulations

Fishing regulations, including species of fish, fishing methods and daily catch limits are listed for each water area. The numbers in parenthesis refer to the corresponding numbered definitions in Section 810.37 of this Part. If a water area is not listed or if a specific species is not listed, then state-wide restrictions apply. Check the bulletin boards at the specific site for any emergency changes to regulations.

Allison Lake, City of Allison

Logan County

All Fish

Channel Catfish

- 2 Pole and Line Fishing Only (1)

- 6 Fish Daily Creel Limit

Anderson Lake Fish and Wildlife Area

Fulton County

(Unlawful to trespass upon designated waterfowl hunting areas 7 days prior to the waterfowl season and on areas designated as waterfowl refuges from October 10 until the end of the waterfowl season)

Andover Lake, City of Andover

Henry County

All Fish

Channel Catfish

- 2 Pole and Line Fishing Only (1)

- 6 Fish Daily Creel Limit

Apple River (within the boundaries of Apple River Canyon State Park)

Jo Davies County

Smallmouth Bass

Smallmouth Bass

- 14" Minimum Length Limit

- 1 Fish Daily Creel Limit

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

Trout - Spring Closed Season (11)

Argyle Lake, Argyle Lake State Park

McDonough County

- 2 Pole and Line Fishing Only (1)

- 6 Fish Daily Creel Limit

- 1 Fish more than 15" and/or

5 less than 12" Daily (12)

- Fall Closed Season (10)

- 14" Minimum Length Limit

Trout

Walleye, Sauger or Hybrid

Walleye

Ashland City Reservoir, City of Ashland

Cass County

All Fish

Channel Catfish

Large or Smallmouth Bass

- 2 Pole and Line Fishing Only (1)

- 6 Fish Daily Creel Limit

- 15" Minimum Length Limit

Ashley Reservoir, City of Ashley

Washington County

All Fish

Channel Catfish

Large or Smallmouth Bass

- 2 Pole and Line Fishing Only (1)

- 6 Fish Daily Creel Limit

- 15" Minimum Length

Auburn Park Lagoon, Chicago Park District

Cook County

All Fish

Channel Catfish

- 2 Pole and Line Fishing Only (1)

- 6 Fish Daily Creel Limit

Axehead Lake, Cook County Forest Preserve

Cook County

Trout

- Fall Closed Season (10)

Baker Lake, City of Peru

LaSalle County

All Fish

Bluegill or Redear Sunfish

Channel Catfish

Large or Smallmouth Bass

Large or Smallmouth Bass (14)

- 2 Pole and Line Fishing Only (1)

- 10 Fish Daily Creel Limit

- 6 Fish Daily Creel Limit

- 14" Minimum Length Limit

- 1 Fish Daily Creel Limit

Baldwin Lake, Baldwin Lake Conservation Area

Randolph County

All Fish

Large or Smallmouth Bass

Striped, White, or Hybrid

Striped Bass

Striped, White, or Hybrid

- 2 Pole and Line Fishing Only (1)(28)

- 18" Minimum Length Limit

- 17" Minimum Length Limit

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

- Striped Bass (16)
- White, Black, or Hybrid
- 3 Fish Daily Creel Limit
- Crappie (15)
- White, Black, or Hybrid
- 25 Fish Daily Creel Limit
- Crappie
- 9" Minimum Length Limit

## Banana Lake, Lake County Forest Preserve District

- Lake County
- All Fish
- 2 Pole and Line Fishing Only (1)
- Channel Catfish
- 6 Fish Daily Creel Limit
- Large or Smallmouth Bass (14)
- 1 Fish Daily Creel Limit
- Large or Smallmouth Bass
- 15" Minimum Length Limit
- Trout
- Fall Closed Season (10)

## Banner Marsh Lake &amp; Ponds, Banner Marsh State Fish and Wildlife Area

## Peoria/Fulton Counties

- All Fish
- 2 Pole and Line Fishing Only (1)(7)
- Channel Catfish
- 6 Fish Daily Creel Limit
- Large or Smallmouth Bass (14)
- 1 Fish Daily Creel Limit
- Large or Smallmouth Bass
- 14" Minimum Length Limit
- Walleye, Sauger, or Hybrid
- Walleye
- 14" Minimum Length Limit

## Batchtown Wildlife Management Area

## Calhoun County

(Unlawful to trespass upon designated waterfowl hunting areas during the 3 days prior to the waterfowl season)

## Baumann Park Lake, City of Cherry Valley

## Winnebago County

- All Fish
- 2 Pole and Line Fishing Only (1)
- Channel Catfish
- 6 Fish Daily Creel Limit
- Large or Smallmouth Bass
- 14" Minimum Length Limit
- Large or Smallmouth Bass (14)
- 1 Fish Daily Creel Limit

## Beall Woods Lake, Beall Woods Conservation Area

## Wabash County

- All Fish
- 2 Pole and Line Fishing Only (1)
- Channel Catfish
- 6 Fish Daily Creel Limit
- Large or Smallmouth Bass
- 15" Minimum Length Limit
- Trout
- Fall Closed Season (10)

## Beaver Dam Lake, Beaver Dam State Park

## Macoupin County

- All Fish
- 2 Pole and Line Fishing Only (1)
- Bluegill or Redear Sunfish (14)
- 25 Fish Daily Creel Limit
- Channel Catfish
- 6 Fish Daily Creel Limit
- Large or Smallmouth Bass
- 15" Minimum Length Limit

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

- Large or Smallmouth Bass (14)
- Trout
- 3 Fish Daily Creel Limit
- White, Black, or Hybrid
- Fall Closed Season (10)
- Crappie (15)
- White, Black, or Hybrid
- 10 Fish Daily Creel Limit
- Crappie
- 9" Minimum Length Limit

## Beck Lake, Cook County Forest Preserve District

- Cook County
- All Fish
- 2 Pole and Line Fishing Only (1)
- Channel Catfish
- 6 Fish Daily Creel Limit
- Walleye, Sauger, or Hybrid
- Walleye
- 18" Minimum Length Limit

## Belleau Lake, Cook County Forest Preserve District

- Cook County
- Trout
- Fall Closed Season (10)

## Bird Park Quarry, City of Kankakee

## Kankakee County

- Trout
- Fall Closed Season (10)
- Trout
- Spring Closed Season (11)

## Borah Lake, City of Olney

## Richland County

- All Fish
- 2 Pole and Line Fishing Only (1)
- Channel Catfish
- 6 Fish Daily Creel Limit
- Large or Smallmouth Bass
- 14" Minimum Length Limit

## Boston Pond, Stephen A. Forbes State Park

## Marion County

- Trout
- Fall Closed Season (10)
- Trout
- Spring Closed Season (11)

## Braidwood-Mazonia Lakes and Ponds, Mazonia-Braidwood State Fish and Wildlife Area

## Grundy/Will County

(Unlawful to fish or trespass upon the designated waterfowl hunting areas or refuge beginning 2 weeks prior to the waterfowl season until the end of the waterfowl season at Mazonia Fish and Wildlife Area. Braidwood Lake is closed to all fishing and boat traffic from 2 weeks prior to duck season through the day before duck season and is closed to all fishing during waterfowl season commencing with duck season)

## All Fish

- Channel Catfish
- 2 Pole and Line Fishing Only (1)
- Large or Smallmouth Bass
- 6 Fish Daily Creel Limit
- 15" Minimum Length Limit

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

- Large or Smallmouth Bass (14)  
Striped, White, or Hybrid  
Striped Bass  
Striped, White, or Hybrid  
Striped Bass (16)  
Walleye, Sauger, or Hybrid  
Walleye  
White, Black, or Hybrid  
Crappie (15)  
- 3 Fish Daily Creel Limit  
- 17" Minimum Length Limit  
- 3 Fish Daily Creel Limit  
- 14" Minimum Length Limit  
- 10 Fish Daily Creel Limit
- Buckner City Reservoir, City of Buckner  
Franklin County  
All Fish  
Channel Catfish  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit
- Bunker Hill Lake, City of Bunker Hill  
Macoupin County  
All Fish  
Channel Catfish  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit
- Burrells Wood Park Pond  
White County  
Channel Catfish  
- 6 Fish Daily Creel Limit
- Busse Lake, Cook County Forest Preserve  
Cook County  
All Fish  
Channel Catfish  
Large or Smallmouth Bass  
Walleye, Sauger, or Hybrid  
Walleye  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
- 14" Minimum Length Limit  
- 18" Minimum Length Limit
- Calhoun Point Wildlife Management Area  
Calhoun County  
(Unlawful to trespass upon designated waterfowl hunting areas during the 3 days prior to the waterfowl season)  
Campus Pond - Eastern Illinois University, State of Illinois  
Coles County  
Trout  
Trout  
- Fall Closed Season (10)  
- Spring Closed Season (11)
- Canton Lake, City of Canton  
Fulton County  
All Fish  
Channel Catfish  
Large or Smallmouth Bass  
Large or Smallmouth Bass (16)  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
- 15" Minimum Length Limit  
- 3 Fish Daily Creel Limit

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

- Carlyle Lake (20), U.S. Army Corps of Engineers  
Clinton County  
(Unlawful to enter subimpoundment area during the 3 days prior to the opening of waterfowl hunting season. No one may enter the subimpoundment area before 4:30 a.m. each day of the waterfowl hunting season and no one may remain in the area after 3:00 p.m. each day of the waterfowl hunting season)  
Large or Smallmouth Bass  
Walleye, Sauger, or Hybrid  
Walleye  
White, Black, or Hybrid  
Crappie (15)  
White, Black, or Hybrid  
Crappie  
- 14" Minimum Length Limit  
- 14" Minimum Length Limit  
- 10 Fish Daily Creel Limit  
- 10" Minimum Length Limit  
- 6 Fish Daily Creel Limit
- Carthage Lake, City of Carthage  
Hancock County  
Channel Catfish  
Cave-in-Rock State Park Pond, Cave-in-Rock State Park  
Hardin County  
Trout  
Trout  
- Fall Closed Season (10)  
- Spring Closed Season (11)
- Cedar Lake, U.S. Forest Service and City of Carbondale  
Jackson County  
All Fish  
Large or Smallmouth Bass  
Large or Smallmouth Bass  
- 2 Pole and Line Fishing Only (1)  
- ~~15" Minimum Length Limit~~  
14"-18" Protected Slot Length Limit  
(no possession)  
- 2 Fish Under 14" and 2 Fish Over 18" Daily Creel Limit
- Striped, White, or Hybrid  
Striped Bass  
Striped, White, or Hybrid  
Striped Bass (16)  
Walleye, Sauger, or Hybrid  
Walleye  
- 17" Minimum Length Limit  
- 3 Fish Daily Creel Limit  
- 14" Minimum Length Limit
- Centralia Lake, City of Centralia  
Marion County  
Large or Smallmouth Bass  
- 15" Minimum Length Limit
- Charleston Lower Channel Lake, City of Charleston  
Coles County  
All Fish  
- 2 Pole and Line Fishing Only (1)
- Charleston Side Channel Lake, City of Charleston  
Coles County  
All Fish  
- 2 Pole and Line Fishing Only (1)



## DEPARTMENT OF CONSERVATION

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## NOTICE OF ADOPTED AMENDMENTS

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Channel Catfish  
 Large or Smallmouth Bass  
 Striped, White, or Hybrid  
 Striped Bass  
 Striped, White, or Hybrid  
 Striped Bass (16)

- 6 Fish Daily Creel Limit  
 - 14" Minimum Length Limit  
 - 17" Minimum Length Limit  
 - 3 Fish Daily Creel Limit

Charlie Brown Lake & Pond, City of Flora  
 Clay County

All Fish  
 Channel Catfish  
 Large or Smallmouth Bass

- 2 Pole and Line Fishing Only (1)  
 - 6 Fish Daily Creel Limit  
 - 14" Minimum Length Limit

Citizen's Lake, State of Illinois  
 Warren County

All Fish  
 Bluegill or Redear Sunfish (14)  
 Channel Catfish  
 Large or Smallmouth Bass  
 Large or Smallmouth Bass (14)  
 Trout

- 2 Pole and Line Fishing Only (1)  
 - 10 Fish Daily Creel Limit  
 - 6 Fish Daily Creel Limit  
 - 14" Minimum Length Limit  
 - 3 Fish Daily Creel Limit  
 - Fall Closed Season(10)

Clear Lake, Kickapoo State Park  
 Vermillion County

Trout  
 Trout

- Fall Closed Season (10)  
 - Spring Closed Season (11)

Clinton Lake, Clinton Lake State Recreation Area

DeWitt County  
 All Fish

Large or Smallmouth Bass  
 Striped, White, or Hybrid  
 Striped Bass  
 Striped, White, or Hybrid  
 Striped Bass (16)  
 Walleye or Sauger  
 White, Black, or Hybrid  
 Crappie (15)  
 White, Black, or Hybrid  
 Crappie

- 2 Pole and Line Fishing Only (1)(18)  
 - 14" Minimum Length Limit  
 - 17" Minimum Length Limit  
 - 3 Fish Daily Creel Limit  
 - 14" Minimum Length Limit  
 - 15 Fish Daily Creel Limit  
 - 9" Minimum Length Limit

Coffeen Lake, Coffeen Lake State Fish and Wildlife Area  
 Montgomery County

Large or Smallmouth Bass  
 Large or Smallmouth Bass (14)  
 White, Black, or Hybrid  
 Crappie (15)  
 White, Black, or Hybrid

- 15" Minimum Length Limit  
 - 3 Fish Daily Creel Limit  
 - 10 Fish Daily Creel Limit

Crappie  
 - 9" Minimum Length Limit

Coles County Airport Lake, Coles County Airport

Coles County  
 All Fish  
 Channel Catfish  
 Large or Smallmouth Bass

- 2 Pole and Line Fishing Only (1)  
 - 6 Fish Daily Creel Limit  
 - 14" Minimum Length Limit

Coleta Trout Pond, State of Illinois

Whiteside County  
 Trout  
 Trout

- Fall Closed Season (10)  
 - Spring Closed Season (11)

Columbus Park Lagoon, Chicago Park District

Cook County  
 All Fish  
 Channel Catfish

- 2 Pole and Line Fishing Only (1)  
 - 6 Fish Daily Creel Limit

Cook Co. F.P.D. Lakes, Cook County Forest Preserve District

Cook County  
 All Fish  
 Large or Smallmouth Bass

- 2 Pole and Line Fishing Only (1)  
 - 14" Minimum Length Limit

Coulterville City Lake, City of Coulterville

Randolph County

All Fish  
 Channel Catfish

- 2 Pole and Line Fishing Only (1)  
 - 6 Fish Daily Creel Limit

Crab Orchard National Wildlife Refuge-  
 Wildlife Service  
 Williamson County

All Fish  
 Striped, White, or Hybrid  
 Striped Bass (16)  
 Large or Smallmouth Bass

- 2 Pole and Line Fishing Only (1)(4)  
 - 10 Creel/3 Fish 17" or Longer Daily (17)  
 - 15" Minimum Length Limit

Crab Orchard National Wildlife Refuge-  
 Wildlife Service  
 Williamson County

All Fish

- 2 Pole and Line Fishing Only (1)

Crab Orchard National Wildlife Refuge-  
 Wildlife Service  
 Williamson County

All Fish  
 Channel Catfish  
 Large or Smallmouth Bass

- 2 Pole and Line Fishing Only (1)  
 - 6 Fish Daily Creel Limit  
 - 12-15" Slot Length Limit (3)

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

Crab Orchard National Wildlife Refuge. Refuge Ponds (except Visitor Pond),

U.S. Fish and Wildlife Service

Williamson County

- All Fish
- Large or Smallmouth Bass
- 2 Pole and Line Fishing Only (1)
- 15" Minimum Length Limit

Crab Orchard National Wildlife Refuge. Visitor Pond, U.S. Fish and Wildlife Service

Williamson County

All Fish (30)

- Large or Smallmouth Bass
- 2 Pole and Line Fishing Only (1)
- 21" Minimum Length Limit

Crawford Co. Cons. Area - Picnic Pond, Crawford County Conservation Area

Crawford County

- Trout
- Fall Closed Season (10)

Crawford Co. Cons. Area Ponds, Crawford County Conservation Area

Crawford County

- All Fish
- Channel Catfish
- Large or Smallmouth Bass
- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 15" Minimum Length Limit

Crull Impoundment Wildlife Management Area

Jersey County

(Unlawful to trespass upon designated waterfowl hunting areas 7 days prior to the waterfowl season and on areas designated as waterfowl refuges from October 10 until the end of the waterfowl season)

Dawson Lake & Park Ponds, Moraine View State Park

McLean County

- All Fish
- Bluegill or Redear Sunfish (14)
- Channel Catfish
- Large or Smallmouth Bass
- Walleye, Sauger, or Hybrid
- Walleye
- White, Black or Hybrid Crappie
- White, Black or Hybrid
- Crappie (15)
- 2 Pole and Line Fishing Only (1)
- 25 Fish Daily Creel Limit
- 6 Fish Daily Creel Limit
- 15" Minimum Length Limit
- 14" Minimum Length Limit
- 9" Minimum Length Limit
- 15 Fish Daily Creel Limit

Decatur Park Dist. Ponds, City of Decatur

Macon County

All Fish

Channel Catfish

- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit

Defiance Lake, Moraine Hills State Park

McHenry County

All Fish

- 2 Pole and Line Fishing Only (1)

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

- Channel Catfish
- Large or Smallmouth Bass
- Large or Smallmouth Bass (14)
- 6 Fish Daily Creel Limit
- 14" Minimum Length Limit
- 3 Fish Daily Creel Limit

Dixon Springs Ag. Center Pond, Dixon Springs Ag. Center

Pope County

Trout

Trout

- Fall Closed Season (10)
- Spring Closed Season (11)

Dolan Lake, Hamilton County Conservation Area

Hamilton County

All Fish

Channel Catfish

Large or Smallmouth Bass

Walleye, Sauger, or Hybrid

Walleye

- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 14" Minimum Length Limit
- 14" Minimum Length Limit

Douglas Park Lagoon, Chicago Park District

Cook County

All Fish

Channel Catfish

- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit

East Fork Lake, City of Olney

Richland County

All Fish

Channel Catfish

Large or Smallmouth Bass

- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 15" Minimum Length Limit

Walleye, Sauger, or Hybrid

Walleye

White, Black, or Hybrid

Crappie (15)

- 14" Minimum Length Limit
- 25 Fish Daily Creel Limit

Evergreen Lake, City of Bloomington

McLean County

Large or Smallmouth Bass

Pure Muskellunge

Walleye, Sauger, or Hybrid

Walleye

- 15" Minimum Length Limit
- 35" Minimum Length Limit
- 14" Minimum Length Limit

Faries Park Pond, City of Decatur

Macon County

Trout

- Fall Closed Season (10)

Ferne Clyffe Lake, Ferne Clyffe State Park

Johnson County

All Fish

Channel Catfish

Trout

- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- Fall Closed Season (10)

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

- Trout  
 - Spring Closed Season (11)
- Forbes State Lake, Stephen A. Forbes State Park  
 Marion County  
 Striped, White, or Hybrid  
 Striped Bass  
 Striped, White, or Hybrid  
 Striped Bass (16)  
 Walleye, Sauger, or Hybrid  
 Walleye  
 - 14" Minimum Length Limit
- Forbes State Park Ponds, Stephen A. Forbes State Park  
 Marion County  
 All Fish  
 Channel Catfish  
 Large or Smallmouth Bass  
 - 2 Pole and Line Fishing Only (1)(5)  
 - 6 Fish Daily Creel Limit  
 - 14" Minimum Length Limit
- Forest Park Lagoon, City of Shelbyville  
 Shelby County  
 All Fish  
 Channel Catfish  
 Trout  
 Trout  
 - 2 Pole and Line Fishing Only (1)  
 - 6 Fish Daily Creel Limit  
 - Fall Closed Season (10)  
 - Spring Closed Season (11)
- Four Lakes, Winnebago County Forest Preserve  
 Winnebago County  
 All Fish  
 Channel Catfish  
 - 2 Pole and Line Fishing Only (1)  
 - 6 Fish Daily Creel Limit
- Fox Chain O'Lakes, State of Illinois  
 Lake and McHenry Counties  
 Large or Smallmouth Bass  
 Pure Muskellunge  
 Walleye, Sauger, or Hybrid  
 Walleye  
 Walleye, Sauger, or Hybrid  
 Walleye (14)  
 - 14" Minimum Length Limit (6)  
 - 36" Minimum Length Limit  
 - 18" Minimum Length Limit (6)  
 - 3 Fish Daily Creel Limit (6)
- Frank Holten Lakes, Frank Holten State Park  
 St. Clair County  
 All Fish  
 Channel Catfish  
 Large or Smallmouth Bass  
 Trout  
 Trout  
 - 2 Pole and Line Fishing Only (1)  
 - 6 Fish Daily Creel Limit  
 - 14" Minimum Length Limit  
 - Fall Closed Season (10)  
 - Spring Closed Season (11)
- Franklin Creek, Franklin Creek State Natural Area  
 Lee County  
 All Fish  
 - 2 Pole and Line Fishing Only (1)(9)

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

- Gale Lake, Village of East Galesburg  
 Knox County  
 All Fish  
 Bluegill or Redear Sunfish (14)  
 Channel Catfish  
 Large or Smallmouth Bass  
 Large or Smallmouth Bass (14)  
 - 2 Pole and Line Fishing Only (1)  
 - 10 Fish Daily Creel Limit  
 - 6 Fish Daily Creel Limit  
 - 15" Minimum Length Limit  
 - 3 Fish Daily Creel Limit
- Garfield Park Lagoon, Chicago Park District  
 Cook County  
 All Fish  
 Channel Catfish  
 - 2 Pole and Line Fishing Only (1)  
 - 6 Fish Daily Creel Limit
- Gabhard Woods Ponds, Gebhard Woods State Park  
 Grundy County  
 All Fish  
 Trout  
 - 2 Pole and Line Fishing Only (1)  
 - Spring Closed Season (11)
- Giant City Park Ponds, State of Illinois  
 Jackson and Union Counties  
 Largemouth and Spotted Bass  
 - 15" Minimum Length Limit
- Gillespie New City Lake, City of Gillespie  
 Macoupin County  
 Channel Catfish  
 Large or Smallmouth Bass  
 Large or Smallmouth Bass (14)  
 - 6 Fish Daily Creel Limit  
 - 12-15" Slot Length Limit (3)  
 - 3 Fish Daily Creel Limit
- Gillespie Old City Lake, City of Gillespie  
 Macoupin County  
 All Fish  
 Channel Catfish  
 Large or Smallmouth Bass  
 Large or Smallmouth Bass (14)  
 - 2 Pole and Line Fishing Only (1)  
 - 6 Fish Daily Creel Limit  
 - 15" Minimum Length Limit  
 - 3 Fish Daily Creel Limit
- Glades - 12 Mile Island Wildlife Management Area  
 Jersey County  
 (Unlawful to trespass upon designated waterfowl hunting areas during the 3 days prior to the waterfowl season)
- Gladstone Lake, Henderson County Conservation Area  
 Henderson County  
 All Fish  
 Bluegill or Redear Sunfish (14)  
 Channel Catfish  
 Large or Smallmouth Bass  
 Large or Smallmouth Bass (14)  
 - 2 Pole and Line Fishing Only (1)  
 - 10 Fish Daily Creel Limit  
 - 6 Fish Daily Creel Limit  
 - 12-15" Slot Length Limit (3)  
 - 3 Fish Daily Creel Limit
- Glen Shoals Lake, City of Hillsboro



## DEPARTMENT OF CONSERVATION

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## Montgomery County

- Large or Smallmouth Bass
- 15" Minimum Length Limit
- 3 Fish Daily Creel Limit
- 17" Minimum Length Limit
- 3 Fish Daily Creel Limit

## Channel Catfish

- 6 Fish Daily Creel Limit

- Large or Smallmouth Bass
- 15" Minimum Length Limit
- 3 Fish Daily Creel Limit
- 17" Minimum Length Limit
- 3 Fish Daily Creel Limit

Heidecke Lake, Heidecke Lake State Fish and Wildlife Area  
Grundy County

- (Shall be closed to all fishing and boat traffic except for legal waterfowl hunters from 2 weeks prior to duck season until the close of waterfowl season)
- All Fish
- 2 Pole and Line Fishing Only (1)

## Channel Catfish

- 6 Fish Daily Creel Limit

Godar-Diamond/Hurricane Island Wildlife Management Area Calhoun County  
(Unlawful to trespass upon designated waterfowl hunting areas 7 days prior to the waterfowl season and on areas designated as waterfowl refuges from October 10 until the end of the waterfowl season)

- Large or Smallmouth Bass
- 18" Minimum Length Limit
- 3 Fish Daily Creel Limit
- Striped, White, or Hybrid
- 10 Creel/3 Fish 17" or Longer Daily (17)

## Gompers Park Lagoon, Chicago Park District

- Cook County
- All Fish
- 2 Pole and Line Fishing Only (1)
- Channel Catfish
- 6 Fish Daily Creel Limit

## Walleye, Sauger, or Hybrid

- 22" Minimum Length Limit

## Walleye, Sauger, or Hybrid

- 3 Fish Daily Creel Limit

## Gordon F. More Park Lake, City of Alton

- Madison County
- All Fish
- 2 Pole and Line Fishing Only (1)
- 25 Fish Daily Creel Limit
- Bluegill or Redear Sunfish (14)
- 6 Fish Daily Creel Limit
- 2 Fish <15" &/or 1 Fish >or= 15" Daily (25)

Hennepin Canal-Mainline & Feeder, Hennepin Canal Parkway State Park  
Multiple Counties

- All Fish
- 2 Pole and Line Fishing Only (1)(13)
- 14" Minimum Length Limit
- Fall Closed Season (10)
- Spring Closed Season (11)

## Large or Smallmouth Bass

- 14" Minimum Length Limit

## Trout

- Spring Closed Season (11)

## Walleye, Sauger, or Hybrid

- 14" Minimum Length Limit

## Walleye

## Governor Bond Lake, City of Greenville

- Bond County
- Large or Smallmouth Bass
- 15" Minimum Length Limit
- 3 Fish Daily Creel Limit
- 17" Minimum Length Limit
- 3 Fish Daily Creel Limit

## Herrick Lake, DuPage County Forest Preserve District

- DuPage County
- All Fish
- 2 Pole and Line Fishing Only (1)
- Channel Catfish
- 6 Fish Daily Creel Limit

## All Fish

- 2 Pole and Line Fishing Only (1)

## Channel Catfish

- 6 Fish Daily Creel Limit

## Hidden Springs State Forest Ponds, Hidden Springs State Forest

- Shelby County
- All Fish
- 2 Pole and Line Fishing Only (1)
- Channel Catfish
- 6 Fish Daily Creel Limit
- Large or Smallmouth Bass
- 14" Minimum Length Limit

## All Fish

- 2 Pole and Line Fishing Only (1)

## Channel Catfish

- 6 Fish Daily Creel Limit

## Highland Old City Lake, City of Highland

- Madison County
- All Fish
- 2 Pole and Line Fishing Only (1)
- Channel Catfish
- 6 Fish Daily Creel Limit
- Fall Closed Season (10)

## All Fish

- 2 Pole and Line Fishing Only (1)

## Channel Catfish

- 6 Fish Daily Creel Limit

## Trout

- Fall Closed Season (10)

## Hillsboro Old City Lake, City of Hillsboro

- Montgomery County
- All Fish
- 2 Pole and Line Fishing Only (1)
- Channel Catfish
- 6 Fish Daily Creel Limit

## All Fish

- 2 Pole and Line Fishing Only (1)

## Channel Catfish

- 6 Fish Daily Creel Limit

## Harrisburg New City Reservoir, City of Harrisburg

- Saline County
- All Fish
- 2 Pole and Line Fishing Only (1)

## All Fish

- 2 Pole and Line Fishing Only (1)

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

Large or Smallmouth Bass - 12-15" Slot Length Limit (3)

Homer Lake, Champaign County Forest Preserve District  
Champaign County  
All Fish - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit  
Large or Smallmouth Bass - 14" Minimum Length Limit

Hornel Ponds, Donnelly State Fish and Wildlife Area  
Bureau County  
All Fish - 2 Pole and Line Fishing Only (1)(19)  
Channel Catfish - 6 Fish Daily Creel Limit  
Large or Smallmouth Bass - 14" Minimum Length Limit

Horseshoe Lake-Alexander Co., Horseshoe Lake Conservation Area  
Alexander County  
(Only trolling motors in refuge from October 5-March 1)  
All Fish - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit  
Large or Smallmouth Bass - 14" Minimum Length Limit

Horseshoe Lake State Park  
Madison County  
(Unlawful to trespass upon designated waterfowl hunting areas during the 3 days prior to the waterfowl season)  
All Fish - 2 Pole and Line Fishing Only (1)(35)  
Large or Smallmouth Bass - 15" Minimum Length Limit  
Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit  
White, Black or Hybrid Crappie (15) - 25 Fish Daily Creel Limit

Horton Lake, Nauvoo State Park  
Hancock County  
All Fish - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit

Humbolt Park Lagoon, Chicago Park District  
Cook County  
All Fish - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit

Illinois & Michigan Canal, State of Illinois  
Grundy/LaSalle Counties  
All Fish - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit

Illinois Beach State Park Ponds, Illinois Beach State Park  
Lake County

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

All Fish - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit

Illinois Department of Transportation Lake, State of Illinois  
Sangamon County  
All Fish - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit

Jackson Park (Columbia Basin) Lagoon, Chicago Park District  
Cook County  
All Fish - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit

Johnson Sauk Trail Lake & Pond, Johnson Sauk Trail State Park  
Henry County  
All Fish - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit  
Large or Smallmouth Bass - 14" Minimum Length Limit

Jones Park Lake, City of East St. Louis  
St. Clair County  
All Fish - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit  
Trout - Fall Closed Season (10)  
Trout - Spring Closed Season (11)

Jones State Lake, Saline County Conservation Area  
Saline County  
All Fish - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit  
Large or Smallmouth Bass - 14" Minimum Length Limit

Jones Lake Trout Pond, Saline County Conservation Area  
Saline County  
Trout - Fall Closed Season (10)  
Trout - Spring Closed Season (11)

Jubilee College State Park Ponds, Jubilee College State Park  
Peoria County  
All Fish - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit

Kaskaskia River & all tributaries, State of Illinois  
Multiple Counties  
Walleye, Sauger, or Hybrid Walleye - 14" Minimum Length Limit

Kaskaskia River Fish and Wildlife Area - Doza Creek Wildlife Management Area  
St. Clair County

## DEPARTMENT OF CONSERVATION

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

## NOTICE OF ADOPTED AMENDMENTS

(Closed to all public use 3 days prior to waterfowl hunting season)

Kendall Co. Lake #1, Kendall County Forest Preserve District

Kendall County

- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 14" Minimum Length Limit
- 3 Fish Daily Creel Limit

Kent Creek, State of Illinois

Winnebago County

Trout

- Spring Closed Season (11)

Kickapoo State Park Lakes & Ponds, Kickapoo State Park

Vermilion County

All Fish

- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit

Kinkaid Lake, Kinkaid Lake State Fish and Wildlife Area

Jackson County

- 18" Minimum Length Limit
- 36" Minimum Length Limit
- 14" Minimum Length Limit

Lake Atwood, McHenry County Conservation District

McHenry County

All Fish

- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- Spring Closed Season (11)

Lake Bloomington, City of Bloomington

McLean County

- 15" Minimum Length Limit
- 17" Minimum Length Limit
- 3 Fish Daily Creel Limit
- 14" Minimum Length Limit

Lake Carlton, Morrison-Rockwood State Park

Whiteside County

All Fish

- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 1 Fish Daily Creel Limit
- 14" Minimum Length Limit
- 36" Minimum Length Limit

Walleye

White, Black, or Hybrid

Crappie (15)

- 14" Minimum Length Limit

- 25 Fish Daily Creel Limit

Lake Co. Forest Preserve District Lakes, Lake County Forest Preserve District  
Lake County

All Fish

Channel Catfish

Large Smallmouth Bass (14)

Large or Smallmouth Bass

- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 1 Fish Daily Creel Limit
- 15" Minimum Length Limit

Lake Decatur, City of Decatur

Macon County

All Fish

Large or Smallmouth Bass

Walleye, Sauger, or Hybrid

Walleye

- 2 Pole and Line Fishing Only (1)
- 14" Minimum Length Limit
- 14" Minimum Length Limit

Lake Dupue Fish and Wildlife Area

Bureau County

(Unlawful to trespass upon designated waterfowl hunting areas 7 days prior to the waterfowl season and on areas designated as waterfowl refuges from October 10 until the end of the waterfowl season)

Lake Eureka, City of Eureka

Woodford County

All Fish

Channel Catfish

Large or Smallmouth Bass

Large or Smallmouth Bass (14)

- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 15" Minimum Length Limit
- 1 Fish Daily Creel Limit

Lake George, Loud Thunder Forest Preserve

Rock Island County

All Fish

Channel Catfish

Large or Smallmouth Bass

Pure Muskellunge

Walleye, Sauger, or Hybrid

Walleye

White, Black, or Hybrid

Crappie (15)

- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 14" Minimum Length Limit
- 36" Minimum Length Limit
- 14" Minimum Length Limit
- 25 Fish Daily Creel Limit

Lake Jacksonville, City of Jacksonville

Morgan County

All Fish

Channel Catfish

Large or Smallmouth Bass

Striped, White, or Hybrid

Striped Bass

- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit
- 15" Minimum Length Limit
- 17" Minimum Length Limit



## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

- Striped, White, or Hybrid  
Striped Bass (16)  
White, Black, or Hybrid  
Crappie  
White, Black, or Hybrid  
Crappie
- 3 Fish Daily Creel Limit  
- 25 Fish Daily Creel Limit  
- 9" Minimum Length Limit
- Lake Kakusha, City of Mendota  
LaSalle County  
All Fish  
Bluegill or Redear Sunfish (14)  
Channel Catfish  
Large or Smallmouth Bass  
Large or Smallmouth Bass (14)  
White, Black, or Hybrid  
Crappie (15)
- 2 Pole and Line Fishing Only (1)  
- 10 Fish Daily Creel Limit  
- 6 Fish Daily Creel Limit  
- 14" Minimum Length Limit  
- 3 Fish Daily Creel Limit  
- 10 Fish Daily Creel Limit
- Lake Le-Aqua-Na, Lake Le-Aqua-Na State Park  
Stephenson County  
All Fish  
Bluegill or Redear Sunfish (14)  
Channel Catfish  
Large or Smallmouth Bass (14)  
Large or Smallmouth Bass  
Walleye, Sauger, or Hybrid  
Walleye  
White, Black, or Hybrid  
Crappie (15)
- 2 Pole and Line Fishing Only (1)  
- 10 Fish Daily Creel Limit  
- 6 Fish Daily Creel Limit  
- 1 Fish Daily Creel Limit  
- 14" Minimum Length Limit  
- 14" Minimum Length Limit  
- 25 Fish Daily Creel Limit
- Lake Mendota, City of Mendota  
LaSalle County  
Channel Catfish  
Large or Smallmouth Bass (14)
- 6 Fish Daily Creel Limit  
- 1 Fish > or = 15" &/or 2 < 12" Daily (31)
- Lake Michigan (Illinois Portion), State of Illinois  
Lake/Cook Counties  
Trout and Salmon  
Trout and Salmon
- 10" Minimum Length Limit  
- no more than 3 fish of any one species daily, except for Lake Trout  
- 2 Fish Daily Creel Limit
- Lake Trout
- Lake Milliken, Des Plaines Conservation Area  
Will County  
All Fish  
Channel Catfish  
Large or Smallmouth Bass  
Trout
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
- 15" Minimum Length Limit  
- Spring Closed Season (11)

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

- Lake Mingo & Kennekuk Cove Park Ponds, Vermillion County Conservation Area  
Vermillion County  
All Fish  
Bluegill or Redear Sunfish (14)  
Channel Catfish  
Large or Smallmouth Bass  
Walleye, Sauger, or Hybrid  
Walleye
- 2 Pole and Line Fishing Only (1)  
- 25 Fish Daily Creel Limit  
- 6 Fish Daily Creel Limit  
- 15" Minimum Length Limit  
- 14" Minimum Length Limit
- Lake Murphysboro, Lake Murphysboro State Park  
Jackson County  
All Fish  
Bluegill or Redear Sunfish (14)  
Channel Catfish  
Large or Smallmouth Bass
- 2 Pole and Line Fishing Only (1)  
- 25 Fish Daily Creel Limit  
- 6 Fish Daily Creel Limit  
- 15" Minimum Length Limit
- Lake Nellie, City of St. Elmo  
Fayette County  
All Fish  
Channel Catfish  
Large or Smallmouth Bass
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
- 14" Minimum Length Limit
- Lake of the Woods & Elk's Pond, Champaign County Forest Preserve District  
Champaign County  
All Fish  
Channel Catfish  
Large or Smallmouth Bass  
Large or Smallmouth Bass (14)  
Trout
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
- 15" Minimum Length Limit  
- 1 Fish Daily Creel Limit  
- Spring Closed Season (11)
- Lake Olson, Rock Cut State Park  
Winnebago County  
All Fish  
Channel Catfish  
Large or Smallmouth Bass  
Large or Smallmouth Bass (14)
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
- 14" Minimum Length Limit  
- 1 Fish Daily Creel Limit
- Lake Paradise, City of Mattoon  
Coles County  
All Fish  
Large or Smallmouth Bass
- 2 Pole and Line Fishing Only (1)  
- 14" Minimum Length Limit
- Lake Paradise Shadow Ponds, City of Mattoon  
Coles County  
All Fish  
Large or Smallmouth Bass  
Channel Catfish
- 2 Pole and Line Fishing Only (1)  
- 14" Minimum Length Limit  
- 6 Fish Daily Creel Limit
- Lake Sara, City of Effingham

## DEPARTMENT OF CONSERVATION

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## NOTICE OF ADOPTED AMENDMENTS

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Effingham County  
 Large or Smallmouth Bass  
 Walleye, Sauger, or Hybrid  
 Walleye  
 White, Black, or Hybrid  
 Crappie (15)  
 - 14" Minimum Length Limit  
 - 14" Minimum Length Limit  
 - 25 Fish Daily Creel Limit

Lake Shelbyville (21), U.S. Army Corps of Engineers  
 Moultrie/Shelby Counties  
 Large or Smallmouth Bass  
 Pure Muskellunge  
 Walleye, Sauger, or Hybrid  
 Walleye  
 White, Black, or Hybrid  
 Crappie (15)  
 White, Black, or Hybrid  
 Crappie  
 - 14" Minimum Length Limit  
 - 36" Minimum Length Limit  
 - 14" Minimum Length Limit  
 - 10 Fish Daily Creel Limit  
 - 10" Minimum Length Limit

Lake Shelbyville Ponds & Woods Lake, Lake Shelbyville State Fish and Wildlife Area  
 Moultrie/Shelby Counties  
 All Fish  
 Channel Catfish  
 Large or Smallmouth Bass  
 - 2 Pole and Line Fishing Only (1)  
 - 6 Fish Daily Creel Limit  
 - 14" Minimum Length Limit

Lake Springfield, City of Springfield  
 Sangamon County  
 All Fish  
 Large or Smallmouth Bass  
 Walleye, Sauger, or Hybrid  
 Walleye  
 White, Black, or Hybrid  
 Crappie (15)  
 White, Black, or Hybrid  
 Crappie  
 - 2 Pole and Line Fishing Only (1)  
 - 15" minimum Length Limit  
 - 14" Minimum Length Limit  
 - 25 Fish Daily Creel Limit  
 - 9" Minimum Length Limit

Lake Storey, City of Galesburg  
 Knox County  
 All Fish  
 Bluegill or Redear Sunfish (14)  
 Channel Catfish  
 Large or Smallmouth Bass  
 Walleye, Sauger, or Hybrid  
 Walleye  
 Walleye, Sauger, or Hybrid  
 Walleye (14)  
 - 2 Pole and Line Fishing Only (1)  
 - 25 Fish Daily Creel Limit  
 - 6 Fish Daily Creel Limit  
 - 12-15" Slot Length Limit (3)  
 - 14" Minimum Length Limit  
 - 3 Fish Daily Creel Limit

Lake Sule, Flagg-Rochelle Park District  
 Ogle County

All Fish  
 Channel Catfish  
 Large or Smallmouth Bass  
 Large or Smallmouth Bass (14)  
 Pure Muskellunge  
 Walleye, Sauger, or Hybrid  
 Walleye  
 - 2 Pole and Line Fishing Only (1)  
 - 6 Fish Daily Creel Limit  
 - 14" Minimum Length Limit  
 - 1 Fish Daily Creel Limit  
 - 36" Minimum Length Limit  
 - 14" Minimum Length Limit

Lake Taylorville, City of Taylorville  
 Christian County  
 Large or Smallmouth Bass  
 White, Black, or Hybrid  
 Crappie  
 White, Black, or Hybrid  
 Crappie (15)  
 - 15" Minimum Length Limit  
 - 9" Minimum Length Limit  
 - 25 Fish Daily Creel Limit

Lake Vandalia, City of Vandalia  
 Fayette County  
 All Fish  
 Channel Catfish  
 Large or Smallmouth Bass  
 Striped, White, or Hybrid  
 Striped Bass  
 Striped, White, or Hybrid  
 Striped Bass (16)  
 - 2 Pole and Line Fishing Only (1)  
 - 6 Fish Daily Creel Limit  
 - 14" Minimum Length Limit  
 - 17" Minimum Length Limit  
 - 3 Fish Daily Creel Limit

Lake Vermilion, Vermilion County Conservation District  
 Vermilion County  
 All Fish  
 Large or Smallmouth Bass  
 Pure Muskellunge  
 Walleye, Sauger, or Hybrid  
 Walleye  
 - 2 Pole and Line Fishing Only (26)  
 - 15" Minimum Length Limit (23)  
 - 36" Minimum Length Limit (23)  
 - 14" Minimum Length Limit (23)

Lake Williamsville, City of Williamsville  
 Sangamon County  
 All Fish  
 Channel Catfish  
 Large or Smallmouth Bass  
 LaSalle Lake, LaSalle Power Station  
 LaSalle County  
 All Fish  
 Large or Smallmouth Bass (14)  
 Large or Smallmouth Bass  
 Striped, White, or Hybrid  
 Striped Bass (16)  
 - 2 Pole and Line Fishing Only (1)  
 - 1 Fish Daily Creel Limit  
 - 18" Minimum Length Limit  
 - 10 Creel/3 Fish 17" or Longer Daily (17)

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

Lincoln Log Cabin Pond, Lincoln Log Cabin Historical Site

Coles County  
All Fish - 2 Pole and Line Fishing Only (1)

Lincoln Park North Lagoon, Chicago Park District

Cook County  
All Fish - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit

Lincoln Park South Lagoon, Chicago Park District

Cook County  
All Fish - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit

Lincoln Trail Lake, Lincoln Trail State Park

Clark County  
All Fish - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit  
Large or Smallmouth Bass - 12-15" Slot Length Limit (3)

Little Black Slough, Little Black Slough State Natural Area

Johnson County  
All Fish - 2 Pole and Line Fishing Only (1)  
All Fish - No Seines

Little Sister Lake, County of Fulton

Fulton County  
All Fish - 2 Pole and Line Fishing Only (1)  
Bluegill or Redear Sunfish (14) - 10 Fish Daily Creel Limit  
Channel Catfish - 6 Fish Daily Creel Limit  
Large or Smallmouth Bass - 15" Minimum Length Limit  
Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit

Lou Yeager Lake, City of Litchfield

Montgomery County  
Large or Smallmouth Bass - 15" Minimum Length Limit  
Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit

Lower Cache River, Lower Cache River State Natural Area

Pulaski/Johnson Counties  
All Fish - 2 Pole and Line Fishing Only (1)  
All Fish - No Seines

Lyerla Lake, Union County Conservation Area

Union County  
All Fish - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit

Macon County Conservation District Ponds, Macon County Conservation District

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

Macon County

All Fish - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit

Maple Lake, Cook County Forest Preserve District

Cook County  
All Fish - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit

Marquette Park Lagoon, Chicago Park District

Cook County  
All Fish - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit

Marshall County Conservation Area (Fishing Ditch), Marshall County Conservation Area

Marshall County  
(Unlawful to trespass upon Designated waterfowl hunting areas 7 days prior to the waterfowl season and on areas designated as waterfowl refuges from October 10 until the end of the waterfowl season)

All Fish - 2 Pole and Line Fishing Only (1)

Mascoutah Reservoir, City of Mascoutah

St. Clair County  
All Fish - 2 Pole and Line Fishing Only (1)  
Large or Smallmouth Bass - 15" Minimum Length Limit  
Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit

Mattoon Lake, City of Mattoon

Coles County  
All Fish - 2 Pole and Line Fishing Only (1)  
Large or Smallmouth Bass - 14" Minimum Length Limit

Mazonia-Braidwood Lakes & Ponds, Mazonia-Braidwood State Fish and Wildlife Area

Grundy/Will Counties  
(Unlawful to fish or trespass upon the designated waterfowl hunting areas or refuge beginning 2 weeks prior to the waterfowl season until the end of the waterfowl season at Mazonia Fish and Wildlife Area. Braidwood Lake is closed to all fishing and boat traffic from 2 weeks prior to duck season through the day before duck season and is closed to all fishing during waterfowl season commencing with duck season)

All Fish - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit  
Large or Smallmouth Bass - 15" Minimum Length Limit  
Large or Smallmouth Bass (14) - 3 Fish Daily Creel Limit  
Striped, White, or Hybrid Striped Bass - 17" Minimum Length Limit  
Striped, White, or Hybrid



## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

Striped Bass (16)  
Walleye, Sauger, or Hybrid  
White, Black or Hybrid  
Crappie (15)  
- 3 Fish Daily Creel Limit  
- 14" Minimum Length Limit  
- 10 Fish Daily Creel Limit

## Mautino Fish and Wildlife Area, Mautino Fish and Wildlife Area

Bureau County  
All Fish  
Bluegill or Redear Sunfish (14)  
Channel Catfish  
Large or Smallmouth Bass  
Large or Smallmouth Bass (14)  
- 2 Pole and Line Fishing Only (1)  
- 10 Fish Daily Creel Limit  
- 6 Fish Daily Creel Limit  
- 14" Minimum Length Limit  
- 1 Fish Daily Creel Limit

## McCullom Lake, City of McHenry

McHenry County  
All Fish  
Channel Catfish  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit

## McKinley Park Lagoon, Chicago Park District

Cook County  
All Fish  
Channel Catfish  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit

## McLeansboro City Lakes, City of McLeansboro

Hamilton County  
All Fish  
Channel Catfish  
Large or Smallmouth Bass  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
14" Minimum Length Limit

## Meredosia Lake - Cass County Portion

Cass County  
(Weandered waters only) (All boat traffic is prohibited from operating on meandered waters (except non-motorized boats may be used to assist in the retrieval of waterfowl shot from private land) from the period from one week before waterfowl season opens until the season closes; hunting and/or any other activity is prohibited during the period from one week before waterfowl season opens until the season closes)

## Mermet State Lake, Mermet Lake Conservation Area

Massac County  
(All boats prohibited from entering the duly posted waterfowl refuge (Main Lake) from October 1 until the close of the waterfowl season)  
All Fish  
Channel Catfish  
Large or Smallmouth Bass  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
- 14" Minimum Length Limit

Middle Fork Forest Preserve Ponds, Champaign County Forest Preserve  
Champaign County

- 2 Pole and Line Fishing Only (1)

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

All Fish  
Bluegill or Redear Sunfish (14)  
Channel Catfish  
Large or Smallmouth Bass  
- 2 Pole and Line Fishing Only (1)  
- 25 Fish Daily Creel Limit  
- 6 Fish Daily Creel Limit  
- 14" Minimum Length Limit

## Mill Creek Lake, Clark County Park District

Clark County  
All Fish  
Channel Catfish  
Large or Smallmouth Bass  
Walleye, Sauger, or Hybrid  
Walleye  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
- 12-15" Slot Length Limit (3)  
- 14" Minimum Length Limit

## Miller Park Lake, City of Bloomington

McLean County  
All Fish  
Channel Catfish  
Trout  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
- Spring Closed Season(11)

## Mineral Springs Park Lagoon, City of Pekin

Tazewell County  
All Fish  
Channel Catfish  
Trout  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
- Fall Closed Season (10)

## Mississippi River (between IL &amp; IA), State of Illinois

Multiple Counties  
Large or Smallmouth Bass  
Northern Pike  
Walleye and Sauger (14)  
Walleye  
- 14" Minimum Length Limit  
- 5 Fish Daily Creel Limit  
- 10 Fish Daily Creel Limit (24)  
- 15" Minimum Length Limit

## Mississippi River (between IL &amp; MO), State of Illinois

Multiple Counties  
(Boating prohibited on refuge area immediately south of Melvin Price Lock and Dam 26 from October 15-April 15)  
Northern Pike  
Walleye and Sauger (14)  
- 1 Fish Daily Creel Limit  
- 8 Fish Daily Creel Limit

## Monee Reservoir, Will County Forest Preserve District

Will County  
All Fish  
Channel Catfish  
Large or Smallmouth Bass (14)  
Large or Smallmouth Bass  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
- 1 Fish Daily Creel Limit  
- 15" Minimum Length Limit

## Montrose Lake, City of Montrose

Cumberland County  
All Fish  
- 2 Pole and Line Fishing Only (1)

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

Channel Catfish Large or Smallmouth Bass	- 6 Fish Daily Creel Limit - 14" Minimum Length Limit
Mt. Olive City Lakes, City of Mt. Olive Macoupin County All Fish Channel Catfish	- 2 Pole and Line Fishing Only (1) - 6 Fish Daily Creel Limit
Mt. Olive (Old) Lake, City of Mt. Olive Macoupin County Large or Smallmouth Bass	- 15" Minimum Length Limit
Mt. Sterling Lake, City of Mt. Sterling Brown County Channel Catfish Large or Smallmouth Bass	- 6 Fish Daily Creel Limit - 12-15" Slot Length Limit (3)
Mt. Vernon Game Farm Pond, Mt. Vernon Game Farm Jefferson County Trout Trout	- Fall Closed Season (10) - Spring Closed Season (11)
Mundelein Park Dist. (Diamond Lake & Park Ponds), City of Mundelein Lake County All Fish Channel Catfish Large or Smallmouth Bass Large or Smallmouth Bass (14)	- 2 Pole and Line Fishing Only (1) - 6 Fish Daily Creel Limit - 15" Minimum Length Limit - 3 Fish Daily Creel Limit
Nashville City Lake, City of Nashville Washington County All Fish Channel Catfish Large or Smallmouth Bass	- 2 Pole and Line Fishing Only (1) - 6 Fish Daily Creel Limit - 18" Minimum Length Limit
Newton Lake, Newton Lake State Fish and Wildlife Area Jasper County All Fish Large or Smallmouth Bass Large or Smallmouth Bass (14) Walleye, Sauger, or Hybrid Walleye White, Black, or Hybrid Crappie (15) White, Black, or Hybrid Crappie	- 2 Pole and Line Fishing Only (1) - 18" Minimum Length Limit - 3 Fish Daily Creel Limit - 14" Minimum Length Limit - 10 Fish Daily Creel Limit - 10" Minimum Length Limit
Oakland City Lake, City of Oakland Coles County	

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

All Fish Channel Catfish Large or Smallmouth Bass	- 2 Pole and Line Fishing Only (1) - 6 Fish Daily Creel Limit - 14" Minimum Length Limit
Ohio River (between Illinois & Kentucky), State of Illinois Multiple Counties Large or Smallmouth Bass Northern Pike Muskie or Tiger Muskie Walleye, Sauger, or Hybrid Walleye (14) White, Black, or Hybrid Crappie (15) Striped, White, Yellow or Hybrid Striped Bass	- 12" Minimum Length Limit - No Length or Creel Limit - 2 Fish Daily Creel Limit - 10 Fish Daily Creel Limit - 30 Fish Daily Creel Limit - 30 Creel/4 Fish 15" or Longer Daily (32)
Otter Lake, Otter Lake Water Commission Macoupin County Large or Smallmouth Bass Striped, White, or Hybrid Striped Bass Striped, White, or Hybrid Striped Bass (16) Pure Muskellunge	- 15" Minimum Length Limit - 17" Minimum Length Limit - 3 Fish Daily Creel Limit - 36" Minimum Length Limit
Palmyra City Lake & Terry Park Pond, City of Palmyra Macoupin County All Fish Channel Catfish	- 2 Pole and Line Fishing Only (1) - 6 Fish Daily Creel Limit
Pana Lake, City of Pana Shelby and Christian Counties All Fish Channel Catfish Large or Smallmouth Bass	- 2 Pole and Line Fishing Only (1) - 6 Fish Daily Creel Limit - 14" Minimum Length Limit
Paris East & West Lakes, City of Paris Edgar County All Fish Channel Catfish Large or Smallmouth Bass	- 2 Pole and Line Fishing Only (1) - 6 Fish Daily Creel Limit - 14" Minimum Length Limit
Peabody River King, Pit #3 Lakes and Ponds, River King State Conservation Area St. Clair County All Fish Large or Smallmouth Bass Large or Smallmouth Bass (14) White, Black, or Hybrid	- 2 Pole and Line Fishing Only (1) - 15" Minimum Length Limit - 3 Fish Daily Creel Limit

## DEPARTMENT OF CONSERVATION

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

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Crappie (15)  
White, Black, or Hybrid Crappie

- 25 Fish Daily Creel Limit
- 9" Minimum Length Limit

Peeliman Lake, Kickapoo State Park  
 Vermillion County  
 Large or Smallmouth Bass

- 14" Minimum Length Limit

Pierce Lake, Rock Cut State Park  
 Winnebago County

All Fish  
 Bluegill or Redear Sunfish (14)

- 2 Pole and Line Fishing Only (1)(8)

Channel Catfish

- 5 Fish Daily Creel Limit

Large or Smallmouth Bass (14)

- 6 Fish Daily Creel Limit

Large or Smallmouth Bass

- 1 Fish Daily Creel Limit

Pure Muskellunge

- 14" Minimum Length Limit

Walleye, Sauger, or Hybrid

- 36" Minimum Length Limit

Walleye

White, Black, or Hybrid

- 14" Minimum Length Limit

Crappie (15)

- 25 Fish Daily Creel Limit

Pickneyville Lake, City of Pickneyville

Perry County

Large or Smallmouth Bass

Large or Smallmouth Bass (14)

- 18" Minimum Length Limit

Large or Smallmouth Bass

- 1 Fish Daily Creel Limit

Pine Creek, State of Illinois

Ogle County

Trout

Pittsfield City Lake, City of Pittsfield

Pike County

Large or Smallmouth Bass

Striped, White, or Hybrid

Striped Bass

Striped, White, or Hybrid

Striped Bass (16)

Walleye, Sauger, or Hybrid

Walleye

- 9" Minimum Length Limit

Pocahontas Park Pond, City of Pocahontas

Bond County

All Fish

Channel Catfish

Large or Smallmouth Bass

Large or Smallmouth Bass (14)

Large or Smallmouth Bass

Large or Smallmouth Bass (14)

Large or Smallmouth Bass

Large or Smallmouth Bass (14)

Large or Smallmouth Bass

Large or Smallmouth Bass (14)

Large or Smallmouth Bass

Large or Smallmouth Bass (14)

Powerton Lake, Powerton Lake Fish and Wildlife Area

Tazewell County

(Closed to boat traffic from October 1-February 15, except for legal waterfowl hunters; closed to all unauthorized entry during the waterfowl season)

All Fish

Channel Catfish

Large or Smallmouth Bass

Large or Smallmouth Bass (14)

Striped, White, or Hybrid

Striped Bass (16)

Walleye, Sauger, or Hybrid

Walleye (14)

Walleye, Sauger, or Hybrid

Walleye

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## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

- Trout  
Walleye, Sauger, or Hybrid  
Walleye
- Fall Closed Season (10)
  - 14" Minimum Length Limit
- Red Hills Lake, Red Hills State Park  
Lawrence County
- 2 Pole and Line Fishing Only (1)
  - 6 Fish Daily Creel Limit
  - 15" Minimum Length Limit
- Channel Catfish  
Large or Smallmouth Bass
- Red's Landing Wildlife Management Area  
Calhoun County  
(Walk-in area closed to trespassing 3 days prior to duck season)
- Rend Lake, (22) U.S. Army Corps of Engineers  
Franklin County  
(All boat traffic is prohibited from entering the dully posted waterfowl refuge and the subimpoundments from 2 weeks before waterfowl season until March 1 except that boats used by waterfowl hunters are permitted in the subimpoundments from 4:30 a.m. until 2 p.m. during the waterfowl season, except during the last 3 days of the Canada goose season, boats used by waterfowl hunters are permitted in the subimpoundments from 4:30 a.m. until one hour after sunset. The land portion of the Rend Lake Refuge is closed to trespassing during waterfowl season)
- 14" Minimum Length Limit
  - 10 Creel/3 Fish 17" or Longer Daily (17)
- Striped, White, Yellow, or Hybrid  
Striped Bass ( 33)
- Rend Lake Project Pond, U.S. Army Corps of Engineers  
Franklin County
- 2 Pole and Line Fishing Only (1)
  - 6 Fish Daily Creel Limit
  - 14" Minimum Length Limit
  - 3 Fish Daily Creel Limit
- Channel Catfish  
Large or Smallmouth Bass  
Large or Smallmouth Bass (14)
- Ridge Lake, Fox Ridge State Park  
Coles County
- 2 Pole and Line Fishing Only (1)
  - 14" Minimum Length Limit
  - 14" Minimum Length Limit
  - 14" Minimum Length Limit
- Channel Catfish  
Large or Smallmouth Bass  
Walleye, Sauger, or Hybrid  
Walleye
- Riis Park Lagoon, Chicago Park District  
Cook County
- 2 Pole and Line Fishing Only (1)
  - 6 Fish Daily Creel Limit
- All Fish  
Channel Catfish

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

- Rock Creek, State of Illinois  
Kankakee County  
Trout
- Spring Closed Season (11)
- Rock River Main Stem Only, State of Illinois  
Multiple Counties
- 12" Minimum Length Limit
  - 14" Minimum Length Limit
- Large or Smallmouth Bass  
Walleye, Sauger, and Hybrid  
Walleye
- Rock River Main Stem Only (from Oregon Dam to State Route 2 Highway Bridge at Grand Detour), State of Illinois  
Ogle County
- Catch and Release Fishing Only (9)
- Smallmouth Bass
- Rock Springs Pond, Macon County Conservation District  
Macon County
- Spring Closed Season (11)
- Trout
- Roodhouse Park Lake, City of Roodhouse  
Green County
- 2 Pole and Line Fishing Only (1)
  - 6 Fish Daily Creel Limit
- All Fish  
Channel Catfish
- St. Elmo South Lake, City of St. Elmo  
Fayette County
- 2 Pole and Line Fishing Only (1)
  - 6 Fish Daily Creel Limit
- All Fish  
Channel Catfish
- Sam Dale Lake, Sam Dale Conservation Area  
Wayne County
- 2 Pole and Line Fishing Only (1)
  - 6 Fish Daily Creel Limit
  - 14" Minimum Length Limit
  - 14" Minimum Length Limit
- Channel Catfish  
Large or Smallmouth Bass  
Walleye, Sauger  
and Hybrid Walleye
- Sam Dale Trout Pond, Sam Dale Conservation Area  
Wayne County
- 2 Pole and Line Fishing Only (1)
  - 6 Fish Daily Creel Limit
  - 14" Minimum Length Limit
  - Fall Closed Season (10)
  - Spring Closed Season (11)
- Channel Catfish  
Large or Smallmouth Bass  
Trout  
Trout
- Sam Parr Lake, Sam Parr State Park  
Jasper County
- 2 Pole and Line Fishing Only (1)
  - 6 Fish Daily Creel Limit
- All Fish  
Channel Catfish

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

Sand Lake, Illinois Beach State Park  
Lake County

- Channel Catfish
- Large or Smallmouth Bass
- Large or Smallmouth Bass (14)
- Trout
- 6 Fish Daily Creel Limit
- 15" Minimum Length Limit
- 1 Fish Daily Creel Limit
- Fall Closed Season (10)

Sanganois Conservation Area

Mason, Cass, Schuyler, and Menard Counties  
(Unlawful to trespass upon designated waterfowl hunting areas during the 3 days prior to the waterfowl season; fishing prohibited in impoundment areas during the waterfowl season; no trespassing at Barkhausen Refuge October 1 through end of goose season; no person shall trespass on the Marion Pickrel Refuge October 1 through the last day of waterfowl season unless proper permission is granted by the site superintendent)

Sangchris Lake, Sangchris Lake State Park

Christian/Sangamon Counties  
(Posted waterfowl refuge closed to all boat traffic during waterfowl season. Bank fishing along the dam shall be permitted. Fishing shall be prohibited in the east and west arms of the lake during the period from 10 days prior to the duck season through the end of the duck season. Fishing shall be prohibited in the west arm of the lake and the east arm of the lake south of the power lines during that portion of the goose season that follows the duck season)  
All Fish - 2 Pole and Line Fishing Only (1)  
Large or Smallmouth Bass (14) - 2 Fish <15" &/or 1 Fish >or =15" Daily (25)

White, Black, or Hybrid

Crappie (15)

White, Black, or Hybrid

Crappie

Sangchris Lake Park Ponds, Sangchris Lake State Park

Sangamon County

All Fish

- 2 Pole and Line Fishing Only (1)

Schuy-Rush Lake, City of Rushville

Schuyler County

Walleye, Sauger, or Hybrid

Walleye

White, Black, or Hybrid

Crappie

- 14" Minimum Length Limit

- 9" Minimum Length Limit

Senior Citizen's Pond, Kankakee River State Park

Kankakee County

All Fish

Channel Catfish

- 2 Pole and Line Fishing Only (1)

- 6 Fish Daily Creel Limit

Shabbona Lake, Shabbona Lake State Park

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

DeKalb County

All Fish

Bluegill or Redear Sunfish (14)

Channel Catfish

Large or Smallmouth Bass (14)

Large or Smallmouth Bass

Pure Muskellunge

Walleye, Sauger, or Hybrid

Walleye

White, Black, or Hybrid

Crappie (15)

- 2 Pole and Line Fishing Only (1)
- 10 Fish Daily Creel Limit
- 6 Fish Daily Creel Limit
- 1 Fish Daily Creel Limit
- 14" Minimum Length Limit
- 36" Minimum Length Limit
- 14" Minimum Length Limit
- 10 Fish Daily Creel Limit

Shawnee National Forest Lakes & Ponds, U.S. Forest Service

Multiple Counties

All Fish

Channel Catfish

- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit

Shawnee National Forest Lakes & Ponds less than 10 acres, U.S. Forest Service

Multiple Counties

Largemouth Bass

- 12" Minimum Length Limit

Shawnee National Forest - Bay Creek Lake, U.S. Forest Service

Pope County

All Fish

Channel Catfish

- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit

Shawnee National Forest - Dutchman Lake, U.S. Forest Service

Johnson County

All Fish

Channel Catfish

- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit

Shawnee National Forest - Lake Glendale, U.S. Forest Service

Pope County

All Fish

Channel Catfish

- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit

Shawnee National Forest - Little Cedar Lake, U.S. Forest Service

Jackson County

All Fish

Channel Catfish

- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit

Shawnee National Forest - One Horse Gap Lake, U.S. Forest Service

Gallatin County

All Fish

Channel Catfish

- 2 Pole and Line Fishing Only (1)
- 6 Fish Daily Creel Limit

Shawnee National Forest - Pounds Hollow Lake, U.S. Forest Service

Gallatin County

All Fish

- 2 Pole and Line Fishing Only (1)

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

- Channel Catfish  
- 6 Fish Daily Creel Limit
- Shawnee National Forest - Tecumseh Lake, U.S. Forest Service  
Hardin County  
All Fish  
Channel Catfish  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit
- Shawnee National Forest - Whoopie Cat Lake, U.S. Forest Service  
Hardin County  
All Fish  
Channel Catfish  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit
- Sherman Park Lagoon, Chicago Park District  
Cook County  
All Fish  
Channel Catfish  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit
- Siloam Springs Lake, Siloam Springs State Park  
Adams County  
All Fish  
Channel Catfish  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
- 12-15" Slot Length Limit (3)  
Trout  
- Fall Closed Season (10)  
Trout  
- Spring Closed Season (11)
- Silver Lake, DuPage County Forest Preserve District  
DuPage County  
Trout  
- Spring Closed Season (11)
- Silver Lake (Highland), City of Highland  
Madison County  
Walleye, Sauger, or Hybrid  
Walleye  
- 14" Minimum Length Limit
- Silver Springs S.P. (Big Lake) & Ponds, Silver Springs State Park  
Kendall County  
All Fish  
Channel Catfish  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
- 15" Minimum Length Limit  
Trout  
- Fall Closed Season (10)  
Trout  
- Spring Closed Season (11)
- Site M Ponds #1, #2, #3, and #4, Site M Conservation Area  
Cass County  
All Fish  
Channel Catfish  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
Large or Smallmouth Bass  
- 15" Minimum Length Limit
- Snake Den Hollow Lakes, Snake Den Hollow State Fish and Wildlife Area

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

- Knox County  
(All use other than waterfowl hunting prohibited from October 1 through the end of the goose season)  
All Fish  
Bluegill or Redear Sunfish (14)  
Channel Catfish  
- 2 Pole and Line Fishing Only (1)  
- 10 Fish Daily Creel Limit  
- 6 Fish Daily Creel Limit  
Large or Smallmouth Bass  
- 15" Minimum Length Limit  
- 3 Fish Daily Creel Limit  
Pure Muskellunge  
- 36" Minimum Length Limit  
Walleye, Sauger, or Hybrid  
Walleye (14)  
Walleye, Sauger, or Hybrid  
- 3 Fish Daily Creel Limit  
Walleye  
- 14" Minimum Length Limit  
White, Black, or Hybrid  
Crappie (15)  
- 5 Fish Daily Creel Limit
- Sparta City Lakes, City of Sparta  
Randolph County  
All Fish  
Channel Catfish  
Large or Smallmouth Bass  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
- 15" Minimum Length Limit
- Spring Lake, City of Macomb  
McDonough County  
All Fish  
Channel Catfish  
Large or Smallmouth Bass  
Large or Smallmouth Bass (14)  
Striped, White, or Hybrid  
Striped Bass  
- 17" Minimum Length Limit  
Striped, White, or Hybrid  
Striped Bass (16)  
- 3 Fish Daily Creel Limit
- Spring Lake (North & South), Spring Lake Conservation Area  
Tazewell County  
(Unlawful to trespass upon designated waterfowl hunting areas 7 days prior to the waterfowl season and on areas designated as waterfowl refuges from October 10 until the end of the waterfowl season)  
All Fish  
Channel Catfish  
Large or Smallmouth Bass  
Large or Smallmouth Bass  
Pure Muskellunge  
White, Black, or Hybrid  
Crappie (15)  
White, Black, or Hybrid  
Crappie  
- 2 Pole and Line Fishing Only (1)(7)  
- 6 Fish Daily Creel Limit  
- 14" Minimum Length Limit  
- 36" Minimum Length Limit  
- 25 Fish Daily Creel Limit  
- 9" Minimum Length Limit
- Staunton City Lake, City of Staunton  
Macoupin County



## DEPARTMENT OF CONSERVATION

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## NOTICE OF ADOPTED AMENDMENTS

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All Fish  
Channel Catfish  
Large or Smallmouth Bass  
Large or Smallmouth Bass (14)  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
- 15" Minimum Length Limit  
- 3 Fish Daily Creel Limit

Turner Lake, Chain O'Lakes State Park  
Lake County  
All Fish  
Channel Catfish  
Large or Smallmouth Bass (14)  
Large or Smallmouth Bass  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
- 1 Fish Daily Creel Limit  
- 15" Minimum Length Limit

## Sterling Lake, Lake County Forest Preserve District

Lake County  
All Fish  
Channel Catfish  
Large or Smallmouth Bass (14)  
Large or Smallmouth Bass  
Pure Muskellunge  
Walleye, Sauger, or Hybrid  
Walleye  
- 2 Pole & Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
- 1 Fish Daily Creel Limit  
- 15" Minimum Length Limit  
- 36" Minimum Length Limit  
- 14" Minimum Length Limit

## Tuscola City Lake, City of Tuscola

Douglas County  
All Fish  
Channel Catfish  
Large or Smallmouth Bass  
Union County Conservation Area  
Union County  
(All fishing and boat traffic prohibited October 15-March 1)  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
- 14" Minimum Length Limit

## Stump Lake Wildlife Management Area

Jersey County  
(Unlawful to trespass upon designated waterfowl hunting areas during the 3 days prior to the waterfowl season)

## Tampier Lake, Cook County Forest Preserve

Cook County  
All Fish  
Channel Catfish  
Walleye, Sauger, or Hybrid  
Walleye  
- 2 Pole and Line Fishing Only  
- 6 Fish Daily Creel Limit  
- 16" Minimum Length Limit

Valley Lake, Wildwood Park District  
Lake County  
All Fish  
Channel Catfish  
Large or Smallmouth Bass  
Large or Smallmouth Bass (14)  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
- 15" Minimum Length Limit  
- 3 Fish Daily Creel Limit

## Ten Mile Creek Lakes, Ten Mile Creek State Fish and Wildlife Area

Hamilton/Jefferson Counties  
(Areas designated as refuge are closed to all access during the Canada goose season)

All Fish  
Channel Catfish  
Large or Smallmouth Bass  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
- 14" Minimum Length Limit

## Tomahawk Lake, Moraine Hills State Park

McHenry County  
All Fish  
Channel Catfish  
Large or Smallmouth Bass  
Large or Smallmouth Bass (14)  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
- 14" Minimum Length Limit  
- 3 Fish Daily Creel Limit

## Vernor Lake, City of Olney

Richland County  
All Fish  
Channel Catfish  
Large or Smallmouth Bass  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
- 14" Minimum Length Limit

## Tremont Ponds, Village of Tremont

Tazewell County  
All Fish  
Channel Catfish  
Large or Smallmouth Bass  
Large or Smallmouth Bass (14)  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
- 15" Minimum Length Limit  
- 1 Fish Daily Creel Limit

## Villa Grove East Lake, City of Villa Grove

Douglas County  
All Fish  
Channel Catfish  
Large or Smallmouth Bass  
- 2 Pole and Line Fishing Only (1)  
- 6 Fish Daily Creel Limit  
- 14" Minimum Length Limit

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

## Villa Grove West Lake, City of Villa Grove

Douglas County  
 All Fish  
 Channel Catfish  
 Large or Smallmouth Bass  
 Trout  
 - 2 Pole and Line Fishing Only (1)  
 - 6 Fish Daily Creel Limit  
 - 14" Minimum Length Limit  
 - Fall Closed Season (10)

## Virginia City Reservoir, City of Virginia

Cass County  
 All Fish  
 Channel Catfish  
 Large or Smallmouth Bass  
 - 2 Pole and Line Fishing Only (1)  
 - 6 Fish Daily Creel Limit  
 - 15" Minimum Length Limit  
 - Spring Closed Season (11)  
 Trout  
 - 2 Pole and Line Fishing Only (1)  
 - 6 Fish Daily Creel Limit  
 - 15" Minimum Length Limit

Waddams Creek, State of Illinois  
Stephenson County

Trout  
 - Spring Closed Season (11)

## Walnut Point Lake, Walnut Point State Fish and Wildlife Area

Douglas County  
 All Fish  
 Channel Catfish  
 Large or Smallmouth Bass  
 - 2 Pole and Line Fishing Only (1)  
 - 6 Fish Daily Creel Limit  
 - 12-15" Slot Length Limit (3)

Walton Park Lake, City of Litchfield  
Montgomery County

All Fish  
 Channel Catfish  
 - 2 Pole and Line Fishing Only (1)  
 - 6 Fish Daily Creel Limit

Warrior Lake, Moraine Hills State Park  
McHenry County

All Fish  
 Channel Catfish  
 Large or Smallmouth Bass  
 Large or Smallmouth Bass (14)  
 - 2 Pole and Line Fishing Only (1)  
 - 6 Fish Daily Creel Limit  
 - 14" Minimum Length Limit  
 - 3 Fish Daily Creel Limit

## Washington County Lake, Washington County Conservation Area

Washington County  
 All Fish  
 Channel Catfish  
 Large or Smallmouth Bass  
 Striped, White, or Hybrid  
 Striped Bass  
 Striped, White, or Hybrid  
 Striped Bass (16)  
 - 2 Pole and Line Fishing Only (1)  
 - 6 Fish Daily Creel Limit  
 - 14" Minimum Length Limit  
 - 17" Minimum Length Limit  
 - 3 Fish Daily Creel Limit

## Washington Park Lagoon, Chicago Park District

Cook County  
 All Fish  
 Channel Catfish  
 - 2 Pole and Line Fishing Only (1)  
 - 6 Fish Daily Creel Limit

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

## Washington Park Pond, Springfield Park District

Sangamon County  
 Trout  
 Trout  
 - Fall Closed Season (10)  
 - Spring Closed Season (11)

## Waverly Lake, City of Waverly

Morgan County  
 All Fish  
 Channel Catfish  
 Large or Smallmouth Bass  
 - 2 Pole and Line Fishing Only (1)  
 - 6 Fish Daily Creel Limit  
 - 15" Minimum Length Limit

## Weinberg-King Pond, Weinberg-King State Park

Schuyler County  
 All Fish  
 Channel Catfish  
 - 2 Pole and Line Fishing Only (1)  
 - 6 Fish Daily Creel Limit

## Weldon Springs Lake, Weldon Springs State Park

Dewitt County  
 All Fish  
 Channel Catfish  
 Large or Smallmouth Bass  
 - 2 Pole and Line Fishing Only (1)  
 - 6 Fish Daily Creel Limit  
 - 14" minimum Length Limit

## West Frankfort New City Lake, City of West Frankfort

Franklin County  
 All Fish  
 Channel Catfish  
 - 2 Pole and Line Fishing Only (1)  
 - 6 Fish Daily Creel Limit

## West Frankfort Old City Lake, City of West Frankfort

Franklin County  
 All Fish  
 Channel Catfish  
 - 2 Pole and Line Fishing Only (1)  
 - 6 Fish Daily Creel Limit

## White Hall City Lake, City of White Hall

Green County  
 All Fish  
 Channel Catfish  
 - 2 Pole and Line Fishing Only (1)  
 - 6 Fish Daily Creel Limit

## Wilderness Lake, Moraine Hills State Park

McHenry County  
 All Fish  
 Channel Catfish  
 Large or Smallmouth Bass  
 Large or Smallmouth Bass (14)  
 - 2 Pole and Line Fishing Only (1)  
 - 6 Fish Daily Creel Limit  
 - 14" Minimum Length Limit  
 - 3 Fish Daily Creel Limit

## Wilderness Pond, Fox Ridge State Park

Coles County  
 All Fish  
 Channel Catfish  
 Large or Smallmouth Bass  
 - 2 Pole and Line Fishing Only (1)  
 - 6 Fish Daily Creel Limit  
 - 14" Minimum Length Limit

## DEPARTMENT OF CONSERVATION

## NOTICE OF ADOPTED AMENDMENTS

## William Powers Conservation Area

Cook County  
(Fishing from boats during waterfowl season unlawful. Fishing from shore in areas posted as waterfowl hunting areas during waterfowl season unlawful)

## Wolf Lake, William W. Powers Conservation Area

Cook County  
All Fish - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit  
Large or Smallmouth Bass - 14" Minimum Length Limit  
Walleye, Sauger, or Hybrid  
Walleye - 14" Minimum Length Limit

## Woodford Co. Cons. Area (Fishing Ditch), Woodford County Conservation Area

Woodford County  
(Unlawful to trespass upon designated waterfowl hunting areas 7 days prior to the waterfowl season and on areas designated as waterfowl refuges from October 10 until the end of the waterfowl season)  
All Fish - 2 Pole and Line Fishing Only (1)

## Wyman Lake, City of Sullivan

Moultrie County  
All Fish - 2 Pole and Line Fishing Only (1)  
Channel Catfish - 6 Fish Daily Creel Limit  
Trout - Spring Closed Season (11)

## Yellow Creek, State of Illinois

Stephenson County  
Trout - Spring Closed Season(11)  
(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## OFFICE OF THE STATE FIRE MARSHAL

## NOTICE OF ADOPTED AMENDMENTS

1) Heading of the Part: Policy and Procedures Manual for Fire Protection Personnel

2) Code Citation: 41 Ill. Adm. Code 140

3) Section Numbers:

140.2	Amendment	<u>Proposed Action:</u>
140.8	Amendment	
140.11	Amendment	
140.12	Amendment	
140.18	New Section	
140.40	Repealed	
140.50	Amendment	
140.60	Amendment	
140.65	Amendment	
140.70	Amendment	
140.80	Amendment	
140.90	Amendment	
140.130	Amendment	
140.140	Amendment	
140.150	Amendment	
140.160	Amendment	
140.171	Amendment	
140.180	Amendment	
140.185	Amendment	
140.220	Amendment	
140.225	New Section	
140.230	Amendment	
140.232	Amendment	
140.234	Amendment	
140.236	Amendment	
140.238	New Section	
140.240	New Section	
140.250	Repealed	
140.305	Amendment	
140.390	Amendment	
140.400	Amendment	
140.420	New Section	

4) Statutory Authority: 50 ILCS 740/8 and 20 ILCS 29910/1 (Ill. Rev. Stat. 1991, ch. 85, Par. 538, and Ch. 127 1/2, Par. 501).

5) Effective Date of Rule(s): August 8, 1994

6) Do these rulemakings contain an automatic repeal date? No

7) Do these rule contain incorporations by reference? No.



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- 8) Date Filed in Agency's Principal Office: August 2, 1994
- 9) Notice(s) of Proposal Published in Illinois Register:  
17 Ill. Reg. 14352, September 10, 1993
- 10) Has JCAR issued a Statement of Objections to these rules? No
- 11) Difference(s) between proposal and final version:  
A number of stylistic changes were made in response to the Joint Committee on Administrative Rules
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes
- 13) Will this rule replace an emergency rule currently in effect? No
- 14) Are there any amendments pending on this Part? No

15) Summary and Purpose of Rule(s):

The standards incorporated in the rules are updated. The updated incorporations are designed to keep Illinois consistent with national standards. The rules have been reorganized and incorporate changes made to the enabling legislation.

- 16) Information and questions regarding these adopted amendments shall be directed to:

Name: Ms. Glenna Senger, Deputy State Fire Marshal  
Address: Division of Personnel Standards and Education  
Office of the State Fire Marshal  
1035 Stevenson Drive  
Springfield, Illinois 62703-4259  
Telephone: (217) 782-2696

The full text of the Adopted Amendments begins on the next page:

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TITLE 41: FIRE PROTECTION  
CHAPTER I: OFFICE OF THE STATE FIRE MARSHAL

## PART 140

POLICY AND PROCEDURES MANUAL  
FOR FIRE PROTECTION PERSONNEL

Section	
140.1	Authority Notes
140.2	Definitions
140.3	Applicability of Part 140
140.4	Program Goals (Repealed)
140.8	State Examinations
140.10	Division Responsibilities (Repealed)
140.11	Resources Required for Certification as a Provisionally Approved Training Facility
140.12	Resources Required for Certification as an Unlimited Training Facility or Regional Training Center
140.13	Certificates Earned by Bypass Examination
140.15	Course Approval
140.16	Examination Procedures for End-of-Course Exams Not Administered by the Office
140.18	Course Approval Equivalency
140.20	Requirements for Participation
140.25	Course Approval Standards
140.30	Developmental Sequence (Repealed)
140.40	Certified Firefighter I (Repealed)
140.50	Certified Firefighter II
140.55	Airport Firefighter
140.60	Certified Firefighter III
140.65	Certified Fire Apparatus Engineer
140.70	Fire Officer I
140.80	Fire Officer II
140.90	Fire Officer III
140.100	Instructor (Repealed)
140.110	Interim Instructor
140.120	Special Instructor (Repealed)
140.130	Fire Service Instructor I
140.140	Fire Service Instructor II
140.150	Fire Service Instructor III
140.160	Fire Service Instructor IV
140.170	Airport Firefighter (Repealed)
140.171	Fire Prevention Officer I
140.180	Fire Prevention Education Officer II
140.185	Fire Prevention Education Officer III
140.190	Bypass Examination
140.200	Fire Investigator
140.210	Arson Investigator
140.215	Fire Prevention Inspector II

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- 140.220 Fire Prevention Inspector III  
 140.225 Hazardous Materials First Responder-Awareness  
 140.230 Hazardous Materials First Responder-Operations  
~~140.240-140.232~~ Hazardous Materials Technician  
~~140.260-140.234~~ Chemistry of Hazardous Materials  
~~140.290-140.236~~ Hazardous Materials Refresher Training  
 140.238 Hazardous Materials Incident Command  
 140.240 Rescue Specialist-Roadway Extrication  
 140.250 Hazardous Materials Specialist (Repealed)  
 140.300 Rules and Regulations for Reimbursement Funding  
 140.305 Prerequisites for Participation for Reimbursement Funding  
 140.310 Requirements  
 140.315 Claim Forms  
 140.320 Claim Deadline  
 140.325 Amount of Reimbursement  
 140.350 Appropriations  
 140.360 Advanced Training Programs  
 140.370 Funding Hours (Repealed)  
 140.380 Prerequisites Necessary to Qualify an Individual for Reimbursement Funding  
 140.390 Advisory Committees  
 140.400 Invalidiation of a Student's State Examination Score  
 140.420 Appeals Process

**AUTHORITY:** Implementing and authorized by Sections 8 and 11 of the Illinois Fire Protection Training Act (Ill. Rev. Stat. 1999 1991, ch. 85, pars. 538 and 541) [50 ILCS 740/8 and 11], and the Peace Officer Fire Investigation Act (Ill. Rev. Stat. 1999 1991, ch. 127 1/2, par. 501 et seq.) [20 ILCS 2910].

**SOURCE:** Adopted at 3 Ill. Reg. 37, p. 168, effective September 15, 1979; codified at 5 Ill. Reg. 10681; emergency amendment at 6 Ill. Reg. 7551, effective June 16, 1982, for a maximum of 150 days; emergency amendment at 6 Ill. Reg. 8474, effective July 1, 1982, for a maximum of 150 days; amended at 7 Ill. Reg. 2336, effective February 16, 1983; amended at 7 Ill. Reg. 12944, effective September 23, 1983; amended at 10 Ill. Reg. 4231 effective February 20, 1986; amended at 11 Ill. Reg. 17108, effective October 8, 1987; amended at 14 Ill. Reg. 19185, effective November 26, 1990; emergency amendment at 17 Ill. Reg. 11181, effective June 29, 1993, for a maximum of 150 days; emergency expired November 26, 1993; amended at 18 Ill. Reg. **12696**, effective **AUG 08 1994**.

**Section 140.2 Definitions**

Definitions are those which follow, unless the context requires otherwise:

"Act" means the Illinois Fire Protection Training Act.

"Fire Brigade" ~~is~~ means an entity, privately owned, possessing those resources necessary for fire suppression in their own premises.

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"Fire Department" ~~is~~ means an entity, public or private, possessing those resources necessary for fire administration, fire prevention, fire suppression, fire education and arson investigation.

"Fire protection personnel" and "firefighter" mean any person engaged in fire administration, fire prevention, fire suppression, fire education and arson investigation, including any permanently employed trainee or volunteer firefighter, whether or not such person, trainee or volunteer is compensated for all or any fraction of his/her time. (Section 2 of the Act)

"Fire Service experience" ~~is--defined--as~~ means a fire suppression training, fire administration, fire investigation or fire prevention experience in a fire department excluding clerical.

"IFSTA" means International Fire Service Training Association, Oklahoma State University, Stillwater, Oklahoma 74074; pamphlet or standard number will appear after the abbreviation and the edition will appear in parentheses. Where standards are incorporated by reference in this Part, the incorporated material does not include any later editions or amendments.

"Local governmental agency" means any local governmental unit or municipal corporation in this State.

"Maximum reimbursable funding" means the number of hours for which the office will reimburse for training of an individual; this is in addition to tuition and other fees as later described in these rules.

"Member" ~~is~~ means an individual employed engaged by a fire department or fire brigade to carry out assigned duties, whether or not that person is compensated for all or any fraction of their time.

"NFPA" means National Fire Protection Association, Batterymarch Park, Quincy, Mass. 02269; pamphlet or standard number will appear after the abbreviation and the edition will appear in parentheses. Where standards are incorporated by reference in this Part, the incorporated material does not include any later editions or amendments.

"Office" means the Office of the State Fire Marshal.

"School" means any school located within the State of Illinois, whether privately or publicly owned, which offers a course in fire protection training or related subjects and which has been approved by the Office.

"Trainee" means a recruit firefighter required to complete initial minimum basic training requirements at an approved school to be eligible for permanent employment as a firefighter.

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(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 140.8 State Examinations

Except as otherwise noted in this Part, all State written examinations will be developed, provided, and administered by Office personnel. Local instructors desiring to schedule state examinations should contact the Office to establish a time and place for the examination. While the Office will endeavor to schedule examinations at sites throughout the State as requested, the number of examination requests may necessitate delays and regional testing.

Instructors requesting the State examinations be given should have facilities for the examination. When large numbers of persons are to be tested, Office personnel may request additional assistance of the facility or fire department in monitoring the administration of a test.

- a) Class rooms, lecture rooms, municipal and fire protection department training rooms shall be acceptable facilities provided that space is available for the number of persons requesting to take the examination; desks or tables and chairs shall be provided by the examination center. The room in which the examination is to be given shall be a room customarily used for quiet activities and not subject to loud noise or other activities nearby which might interfere with the need for a quiet area for taking written examinations. Students must be spaced to ensure that they cannot readily observe another's answer sheet. The following specifications for the facility and the administration of the exam must be adhered to:

- 1) Candidates not present in the room at the time the proctor starts the exam will be disqualified from taking the exam.
- 2) There can be nothing on the walls at test site that could pertain to exam questions.
- 3) Test administrator must be provided a table at least 6 feet in length.
- 4) Loudspeakers, monitors, portable radios and beepers must be turned off.
- 5) The department hosting the test must supply a representative from the department at the test site during the exam. This will be the only representative of the department allowed in the test room at the time of the test.
- 6) Test site must have toilet facilities in proximity in the same building.
- 7) All candidates must be in clear view of the proctor's table.
- 8) Copies of Emergency Medical Technician (EMT) or Paramedic cards must be supplied prior to the start of the exam, or can be mailed to Division Office the day after exam is given. (See Section 140.60)
- 9) The test site must have temperature control for comfort of candidates.
- b) Passing rate for all written certification examinations will be 70% of

the test, with the exception of Firefighter II and Firefighter III, which requires 70% of each subject.

b7c) Examination results will be sent to the individual taking the examination, the chief of the individual's fire department and when applicable, the school which provided training. The Office will maintain these scores and shall use them internally for statistical and/or employment purposes. Otherwise, the Office will not release the examination scores of any individual without the prior written approval of the individual.

c7d) State certifications for qualified fire service personnel may be awarded to individuals employed both by local governmental agencies and to State of Illinois employees, after successful completion of all requirements.

e) Prerequisites. A candidate for Firefighter II certification must be engaged in firefighting in an organized Illinois fire department as a fire protection person or trainee according to the Act as attested to by the Illinois Fire Chief of the individual seeking certification.

d7f) Procedure to Request State Administered Certification Exam.

- 1) At least 30 days prior to the anticipated day for testing at a given fire department or school, the Office shall be in receipt of a completed form entitled "Request for Examination", signed by the Fire Chief and the Certified Instructor, which will attest to the fact that each individual has:

- A) A documented learning experience in each of the subject areas of the course required;
- B) Satisfactory scores on all local examinations; and
- C) Demonstrated the proficiency required in each of the skill requirements identified for the level of certification by having been observed and evaluated by a Certified Instructor (of the proper level) and an Fire Officer officer of the fire department or his designee in the accomplishment of these skills; and that local records are maintained which contain copies of the evaluator's checklist checklists and evaluation sheets for each individual candidate.

2) In the case of State required practical exams, a copy of the evaluator's checklist or Practical Examination Key must be submitted to the Division before certificates will be issued.

e7g) No person will be allowed to take the written examination for State certification without having completed all of the above requirements. End-of-subject written examinations of fire departments and community colleges which show satisfactory learning experiences and scores are recognized as satisfying the learning experience requirements.

f7h) Persons who have not met all prerequisites listed in (d) above, will not be examined. Nor will persons who are ill, or obviously under the influence of drugs or alcohol, persons on duty who may be called out during the examination. In making the determination of such impairment, the Office will consider, but is not limited to, observation of demeanor, slurred speech, odor of alcohol, general



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behavior and other considerations that would benefit in making such determination.

- g) The proctor will not be permitted to discuss or answer questions regarding any questions on the examination. No one will be permitted to enter once the examination has started. Students are not permitted to have notes or reference material in their possession, including calculators, and slide rules. The only paper allowed in the test center is a tablet which will be distributed in single sheets by the proctor according to the examination directions. There will be no scheduled breaks during examination. Persons should be advised at the beginning of the examination that no one will be allowed to leave the room before completing the examination except in an emergency, and then only one at a time. The examination begins after the proctor has read the instructions, at which time all discussion will cease. Candidates will not be permitted to speak to each other or to the proctor, and all instructions to the candidates contained in the proctor instructions will be followed. The proctor will begin the examination with the words "you may begin" and the examination will end with the proctor announcing "you are to stop now".

- h) Results of examinations taken for the purpose of state certification will be retained in the individual training record file maintained for each individual in the Office. All participants who receive certification will have notification of successful completion sent to their department.

## k) Re-examination.

- 1) No person shall be re-examined without further documented learning experiences in each of the subject areas.
- 2) The Request for Examination form contains an attestation that proof exists that the individual has had the required additional learning experience before re-examination.
- 3) In the case of failure, individuals must wait 60 days before retaking the State written examination of that level.
- 4) There is no limit set by the Office for the number of times that an individual may take the written or practical portion of a State certification examination.
- 5) The battery of examination to be given will be determined by the Office.

- i) No person shall be re-examined without further documented learning experiences in each of the subject areas. No one will be permitted to enter once the examination has started. Students are not permitted to have notes or reference material in their possession, including calculators, and slide rules. The only paper allowed in the test center is a tablet which will be distributed in single sheets by the proctor according to the examination directions. There will be no scheduled breaks during examination. Persons should be advised at the beginning of the examination that no one will be allowed to leave the room before completing the examination except in an emergency, and then only one at a time. The examination begins after the proctor has read the instructions, at which time all discussion will cease. Candidates will not be permitted to speak to each other or to the proctor, and all instructions to the candidates contained in the proctor instructions will be followed. The proctor will begin the examination with the words "you may begin" and the examination will end with the proctor announcing "you are to stop now".

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written portion of a state certification examination. However, no individual may take the written portion of a state certification examination more than 5 times within twelve months. If the written portion of the examination is not successfully completed within 12 months of the date of the practical examination, the candidate will be required to retake the practical examination. If firefighters from a given fire department experience excessive or repeated failures of firefighter examinations, the training officer and/or fire chief of the department are encouraged to visit the division offices to discuss the department's training program.

- l) Practical skill exams required by the Office for Fire Apparatus Engineer and Hazardous Materials certifications remain valid for 12 months. If an individual has not passed the written exam within 12 months of the practical skills evolutions, the candidate will be required to retake the State practical exam.
- m) State required practical skills evolutions for Firefighter II and III may be administered at any time during the course of training. It is the responsibility of the Certified Instructor to set standards and assure currency of skills.
- n) If firefighters from a given fire department experience excessive or repeated failures of a firefighter examination, the Fire Chief and appropriate officers of the department are encouraged to visit the Division to discuss the department's training program, or may request a field visit for assistance.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

### Section 140.11 Resources Required for Certification as a Provisionally Approved Training Facility

Any installation or facility may, upon submitting an application and an inventory to the Office, be certified as an approved training facility for conducting training as prescribed by the Office of the State Fire Marshal.

- a) The administrator of a training facility may request, in writing, a reevaluation of the facility's level of certification at any time. The Office will cause such a review to be conducted, and, where justified, recertify the facility at the appropriate level.
- b) Facilities at which all of the listed resources are not readily available may be certified as a "Provisional" Facility from the Office for conducting training in those subject areas for which adequate resources are available. There are specific requirements for "Provisional" Facility approval and these are:

- 1) A fire station that serves as a classroom or access to a classroom facility;
- 2) A pumper apparatus equipped in accordance with National Fire Protection Association (NFPA) No. 1901 (1985) Automotive Fire Apparatus;
- 3) A current set of International Fire Service Training Association

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- (IFSTA) Manuals;
- 4) Impromise to provide all learning experiences required in the "Certified Firefighter II" course; and
  - 5) Keep complete approved records based on the Training Records Jacket and Course Approval Approval outline, as specified in Section 140.12(e).

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

### Section 140.12 Resources Required for Certification as an Unlimited Training Facility or Regional Training Center

In order to qualify for Unlimited Facility Certification, a training facility center must possess, or have readily available for use, the following facilities, apparatus, equipment, reference material, established records, procedures and staff:

- a) Facilities:
  - 1) Training tower, not less than two stories in height, for use as a training structure for ladder evolutions, rescue drills, hose advancement and rope work;
  - 2) Classroom with adequate environmental control and seating capacity for the anticipated trainee population (not adequate means obvious unsuitability, complaints received and other factors deemed relevant by the office);
  - 3) Forcible entry and ventilation drill facilities, including a means of providing the trainee an opportunity to practice opening a variety of doors, windows, roofs, floors and partitions that are representative of the type and construction found in the community;
  - 4) A smoke and fire room or building suitable for containing, and equipped for simulating, fire atmospheres and conditions. Any or all of these facilities may be combined into one structure; and
  - 5) Facilities for conducting live fire training (by permission and within restrictions of environmental control agencies) and rescue which must include:
    - A) Structural fires;
    - B) Flammable Liquid fires;
    - C) LP and natural gas fires; and
    - D) Automobile fires.
- b) Apparatus:
 

Pumper apparatus, fully equipped as prescribed in NFPA No. 1901 (1985), "Automotive Fire Apparatus".
- c) Equipment:
  - 1) All current types and classes of portable fire extinguishers;
  - 2) Forcible entry tools such as: pry-axe, pick head axe, pike pole, wrecking bar, hatchet, wire and bolt cutters, claw and Kelly tool, crow bar, Halligan tool, manual and power saws and jacks;
  - 3) Ropes of assorted lengths, which can be used for rescue,

rappelling and practicing knots and lashings;

- 4) All equipment specified by NFPA No. 1901 (1985);
  - 5) Salvage and overhaul equipment including covers, carry-alls, cleaning and patching equipment and sprinkler kits;
  - 6) Self-contained breathing equipment in sufficient numbers to enable each student to wear the equipment for at least the life of one canister or breathing air tank during his training;
  - 7) Standard first-aid supplies for the teaching of the Standard American Red Cross first aid course or its equivalent;
  - 8) Slide and/or overhead projector and a 16mm movie projector and screen;
  - 9) Standard classroom equipment: chalk board, speaker's rostrum;
  - 10) Protective clothing (one full set for each student) including the structural helmet with a face shield. (Students should provide their own clothing while training at a facility other than their duty station); and
  - 11) Other instructional aids as may be needed such as, cutaways of equipment, models, flip charts.
- d) Records and Established Procedures.
- An established system of records maintenance that includes:
- 1) Training records which reflect who was trained, objectives of subject taught relating to Instructor Reference Manual, by whom, how, when and where conducted.
  - 2) A system of evaluating the effectiveness of the class, the instructor and all participants including:
    - A) Testing technique utilized; oral, written, practical or combination; and
    - B) Performance appraisal and evaluation: ranking, factor comparison, grading, graphic rating scale, checklist.
  - 3) Individual training records which show when each person began training in each subject area, individual to whom responsible, the objective of his training, intermediate goals, performance criteria, ultimate goal and estimated completion date.
  - 4) Records of training. The Office shall approve training records which contain the following:
    - A) Location of training.
    - B) Dates of training.
    - C) Name of instructor - signature.
    - D) Signature/initials of trainee.
    - E) Academic practical training record.
    - F) Subject training record correlated to objectives.
    - G) Receipts of training.
- e) One or more persons who have been certified by the Office as an instructor for the level of training being conducted.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

### Section 140.18 Course Approval Equivalency



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Equivalency for an approved course will be granted if the following conditions are met:

- a) Complete course outline with measurable objectives is submitted to the Office for review.
  - 1) These objectives must meet a minimum of 80% of the Office requirements.
  - 2) A checklist of required objectives must be completed by correlating the course with required objectives. The checklist will be prepared by the Office and may be requested by contacting the Office.
- b) Final written and, where applicable, practical exams are submitted to Office for review.
- c) To be approved after January 1, 1994, courses may be audited by a member of Division of Personnel Standards and Education staff or person designated by the Office.
- d) If course is approved, completion roster must be submitted with record of attendance (hours).
- e) All Division of Personnel Standards prerequisites are met according to appropriate rulemaking.

(Source: Added at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 140.40 Certified Firefighter I (Repealed)

The Certified Firefighter I program is designed as an intermediate step in the Firefighter II program which is defined by the Office as the basic training requirement for fire protection personnel and is also equivalent to the Firefighter I level identified in NPPA-1001 (1987).

- a) Prerequisites: A candidate for Firefighter I certification must be employed in Illinois as a fire protection person or trainer.
- b) Funding: A maximum of 160 hours is available for reimbursement funding.

The Office will fund this level of training only one time. Individuals whose status is not affected by the passage of the Ordinance required in Section 140.40 (Fire Protection Personnel) who are not required by the Office to pass the Firefighter II examination qualify for reimbursement funding for two years from the date of the passage of the Ordinance.

- c) No specific requirement in terms of hours of training or fire service experience is required; however, no person may take the State written examination for Firefighter I certification until the local instructor and the Fire Chief sign the Request for Examination Form.
- d) Instructor Requirements: The Certified Firefighter I course must be taught by a Fire Service instructor if, or above, or an interim instructor.
- e) Facility Certification and Delivery Systems

- 1) Minimum facility requirements for this level of instruction are that of a Certified Provisional Facility. (See Section 140.11).

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- 2) See Course Approval Section 140.15. Curriculum shall consist of a course or courses covering the knowledge and skill objectives and depth of coverage as listed in NPPA-1001 Firefighter Professional Qualifications 1987 edition Chapter 3. This standard is incorporated by reference and includes no later standard or edition.
- 3) State Certification Practical Skills Examination
  - 1) Local fire departments are responsible for the practical skills test of firefighters prior to the administration of the written examination for certification. The depth of the practical skills testing is determined by the Training Officer and successful completion of such tests are a prerequisite before any written examination for certification is administered. Records and documented proof of such tests must be maintained by the fire department training officer.
- 4) Fire Chiefs are to acquire the identified equipment or to improvise where specific equipment is not available in the fire department or the mutual aid area to provide partial learning experiences. If every possible effort is exhausted, the Office will, at the request of the Fire Chief, substitute a local requirement where the practical skills to be tested are contrary to local policy.

- 5) All practical skill examinations, including overall end-of-course examinations, need not test every evolution and/or skill. The examinations must, however, satisfy the Training Officer's view that the candidate is able to perform proficiently in that the individual does the examination must encompass each subject area and a random sampling of the person's skills must include at least one third (1/3) of the required evolutions.

## 2) Concurrent Work Training Evaluation

- 1) Work which can be identified by the Training Officer as correlating with the training requirements can be counted as a training experience for purposes of reimbursement and certification. Records must be maintained and student evaluations conducted.

- 2) The work activity does not qualify or ceases to qualify as a learning experience when:
  - 1) The student has demonstrated the required knowledge and skill for the subject area on a previous occasion.

- 3) The student is left to perform the task without the immediate supervision of a qualified instructor.

- 4) Fire Suppression Actual Proficiency
  - 1) The only activity required in the area of fire suppression as a specific skill and which is required by NPPA-1001 (1987) is Firefighter Professional Qualifications Appendix A. Firefighter I and requires the firefighter to demonstrate manipulating a nozzle to attack a two-way fire.



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including--a--Class--A--and--Class--B--fire--This--function--is--not  
 reimbursable--since--it--is--virtually--impossible--to--conceive--of--an  
 actual--fire--situation--(other--than--a--practice--fire)--at--which--a  
 certified--instructor--and--a--Fire--Officer--who--are--not--involved--in  
 the--actual--fire--suppression--would--be--independently--evaluating  
 the--trainee's--performance--in--the--accomplishment--of--this  
 requirement--If--however--in--the--opinion--of--the--Company--Officer  
 or--other--persons--designated--by--the--Fire--Chief--or--Certified  
 instructor--the--firefighter--has--satisfied--this--requirement--during  
 an--actual--fire--suppression--activity--it--is--not--necessary--to  
 reconstruct--another--fire--and--require--that--the--person--again  
 perform--this--activity--The--qualified--observers--may--sign--the  
 individuals--training--record--indicating--that--the--trainee--has  
 satisfied--this--requirement--This--is--not--an--activity--which--is  
 measured--in--terms--of--elapsed--time--of--performance

h) State--Certification--Written--Examination--To--be--certified--as--a  
 Firefighter--If--candidates--must--take--and--pass--the--State--examination--  
 See--Section--149-07

(Source: Repealed at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 140.50 Certified Firefighter II

The Illinois Firefighter II program meets or exceeds the Firefighter II level identified in NFPA 1001 (1987/1992). The term synonymous with Firefighter II is Operative Firefighter and identifies the expected level of supervision.

a) Prerequisites. A candidate for Firefighter II certification must be employed engaged in firefighting in an organized Illinois fire department in--Illinois as a fire protection person or trainee according to the Act as attested to by the Illinois Fire Chief of the individual seeking certification.

b) Funding hours.

1) A maximum of 900 450 hours is available for reimbursement funding. The Office will fund this level of training only one time.

2) Individuals whose status is not affected by the passage of the Ordinance required in Section 140.20 (i.e., fire protection personnel who are not required to pass the Firefighter II examination due to the date of passage of the Ordinance) qualify for reimbursement funding three years from the date of the passage of the Ordinance.

c) No specific requirement in terms of hours of training or fire service experience is required; however, no person may take the State written examination for Firefighter II certification until the appropriately certified Fire Service Instructor and Fire Chief or his designee sign the Request for Examination Form.

d) Instructor Requirements--

1) This course must be supervised by an instructor who is certified

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by the Office at the Fire Service Instructor I level.

2) Departments lacking Instructor I's are urged to apply for the Interim Instructor credentials during the first year of involvement in the program.

3) Faculty teaching in the fire service program at a community college or university may be authorized to teach these programs in the college.

e) Facility Certification and Delivery Systems.

1) The course will be taught at a facility which is in possession of minimum resources required for a Provisional Facility Certification. See Section 140.11.

2) See Section 140.15 for Course Approval.

f) Curriculum shall consist of a course or courses covering knowledge and skill objectives and depth of coverage as listed in NFPA 1001 Firefighter Professional Qualifications, 1987 1992 edition--Chapter--4. This standard is incorporated by reference and includes no later standards or editions.

g) Curriculum Subject Headings for Modular courses.

1) MODULE A.

A) General/Orientation.

B) Fire Behavior.

C) Portable--Fire--Extinguishers Self-Contained Breathing Apparatus.

D) Tools--and--Equipment--Ladders.

E) Self-Contained-Breathing-Apparatus--Fire Hose and Appliances.

F) Ladders--Personal Safety.

G) Fire-Hose--Nozzles--and--Appliances--Portable Fire.

H) Personal-Safety

2) MODULE B.

A) Ropes--Water Supply.

B) Water-Supplies--Nozzles, Fire Streams.

C) Fire-Streams--Ventilation.

D) Forcible-Entry--Rescue.

E) Ventilation--Emergency Medical Care.

F) Rescue--Forcible Entry.

G) Emergency-Medical-Care--Overhaul.

H) Overhaul--Building Construction.

3) MODULE C.

A) Communications.

B) Sprinkler Systems.

C) Salvage.

D) Fire--Inspections--Fire Prevention, Public Education and Fire Cause.

E) Fire-Cause--and--Origin--Robes.

F) Hazardous Materials.

17h) Firefighter II can be instructed in a series of three modules. Examinations can be taken by module or by taking the complete examination.

17i) Depth of coverage of the subjects listed varies from for each

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firefighter level.

j) When an individual takes the exam by modules, the passed modules will be kept on file until all three modules are passed before certification is granted.

k) If an individual is training by module, and then enters an Academy or College program which instructs the complete program mode, any previously passed modules cannot be used to exempt any portion of the exam; the complete examination must be taken. If an individual fails the complete examination, he or she may elect to then test using the modular system.

l) When an individual elects to be trained using the modular system, he or she may select any module in any sequence; however, the individual must take the examination after each module. A passing grade on all three modules is required before certification will be granted.

m) State Certification Practical Skills Examination. See Section 140.55 (a) 1) Local fire departments or schools are responsible for administering the practical skills examination prepared by the Office.

2) Records, and documented proof of such tests must be maintained by the department for audit purposes.

A) Fire Chiefs are to acquire the identified equipment or to improvise where specific equipment is not available in the fire department or the mutual aid area to provide parallel learning experiences.

B) Practical Skill Examinations.

i) All practical skill examinations are supplied by the Division. The examination package consists of the lists of evolutions to be completed and the Practical Examination Key. The evaluation package contains an attestation by the Fire Chief or School Director and Certified Instructor that the tasks have been 100% successfully completed.

ii) The Practical Examination Key and the attestation must be returned to the Division before certification will be issued.

n) State Certification Written Examination. To be certified as a Firefighter II, candidates must take and pass the State examination. See Section 140.8.

o) After-taking the Firefighter II examination, an individual shall not take the Firefighter I exam.

p) An individual who is in the process of preparing for the Firefighter II examination using the NFPA 1001 (1987) and IFSTA Essentials (2nd ed.) as standards and study materials may opt to test with these standards until January 1, 1995. After January 1, 1995, all standards for Firefighter II will come from the NFPA 1001 (1992). The Office must be notified when an exam is requested if the individual chooses to use the old standards.

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(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 140.55 Airport Firefighter

Professional qualifications for Airport Firefighter are identified in the NFPA 1003 (1987/1992), hereby incorporated by reference. The Illinois program does not recognize rank as equivalent to the level of Airport Firefighter. The Office defines the Airport Firefighter as a certified individual who has the required airport fire protection and prevention experience.

a) Prerequisites.

- 1) Certification as a Firefighter II.
- 2) Attainment of one year of experience in airport fire protection.
- 3) Successful completion of the 144 120 hour course, including the skill examination and passage of the State written examination.

4) See Section 140.50(a).

b) Funding Hours.

A maximum of 144 120 hours is available for reimbursement funding. The Office will fund this level of training only one time. No funding is available for repeat courses.

c) Instructor Requirements. The course is to be taught under auspices of a Certified Fire Service Instructor II who has successfully completed the course and is a Certified Airport Firefighter. The Interim Fire Service Instructor policy (See Section 140.110 Interim Instructor) is applicable to airports seeking to begin training for Airport Firefighter.

d) Facility Certification and Delivery Systems. Educational institutions, fire departments, and fire service organizations desiring to offer the Certified Airport Firefighter program will be required to:

1) File Course Approval Forms. See Section 140.15.

2) Use a facility which possesses the minimum required resources. All delivery systems offering the program must have at least Provisional Facility Certification. See Section 140.11. In addition, the facility must possess:

A) A complete set of the IFSTA Training Manuals.

B) A classroom.

C) An airport firefighting vehicle.

e) Curriculum Subject Headings.

1) Introduction.

2) Aircraft Familiarization.

3) Airport Familiarization.

4) Personnel Safety.

5) Firefighting Equipment.

6) Firefighting Operations.

7) Communications.

8) Fire Prevention.

f) Curriculum shall consist of a course or courses covering knowledge and skill objectives and depth of coverage as listed in NFPA 1003



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Professional Qualifications for Airport Firefighters, 1997 1992 edition. This standard is incorporated by reference and includes no later standards or editions.

- g) State Certification Practical Skills Examinations. Evaluations of the student's performance of the psychomotor objectives are to be done by independent evaluators, each using identical checklists which have been approved by the Office prior to its administration. Psychomotor skills checklists must be related to IFSTA 206 (1987/1992) requirements to qualify for approval. It is the responsibility of the school, fire department or airport to test the psychomotor behavioral objectives or all personnel as part of the certification testing process. See the Firefighter Study Guide for certification of Airport Firefighter for skill requirements. Evaluation sheets of practical exams must be submitted before certification will be awarded.

- h) State Certification Written Examination. To be certified as an Airport Firefighter, candidates must take and pass the State examination. [See Section 140.8].

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 140.60 Certified Firefighter III

The Office recognizes the Firefighter III level as equivalent to or exceeding the Firefighter III level identified in the NFPA 1001 (1997 1992). The term synonymous with Firefighter III is Journeyman Firefighter and identifies the expected level of supervision.

## a) Prerequisites.

- 1) Certification as a Firefighter II.
- 2) See Section 140.50(a).
- 3) Attainment of three years cumulative fire service experience in a fire department which may include any combination of full-time, paid-on-call, volunteer, and military service (if a person's primary responsibility was fire protection). Proof is required. Job descriptions and personnel records are examples of adequate proof.

- 3) Documented learning experiences in each of the 20 subject areas outlined in 140.60 subsection (e) of this Section and contained in the Student Study Guide.

- 4) Documented demonstration of competence in all manipulative skills contained in the Student Study Guide.

- 5) Successful completion of all subject areas of the Firefighter III examination within five calendar years from the year of Firefighter III certification. For example, if an individual obtains Firefighter II certification at any time during 1980, the individual must pass all subject areas of the Firefighter III examination by December 31, 1985. An individual who has not passed all subject areas of the Firefighter III examination within the five-year cycle will lose all passing scores and will

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again be required to take and pass all subject areas within a five-year cycle.

- 6) During the five-year cycle, subject areas are added due to program changes, an individual who has not passed all areas or who has not met all prerequisites must successfully do so or including the added areas before becoming certified.

- b) Funding Hours. Maximum funding is 600 450 hours. The Office will fund this level of training only one time.

- c) Instructor Requirements.
  - 1) This course must be taught under the auspices of an instructor who has been certified by the Office as having met minimum standards for Fire Service Instructor II certification.

- 2) Fire Service Instructor I persons who have successfully completed portions of the Firefighter III examination may be authorized to teach and complete the required records in each of the subjects of the Firefighter III course which the Fire Service Instructor I has successfully completed.

- d) Facility Certification and Delivery System. Educational institutions, fire departments and fire service organizations must:
  - 1) Have access to an Unlimited Training Facility. See Section 140.12.

- 2) File necessary Course Approval Forms. See Section 140.15.

- e) Curriculum shall consist of a course or courses covering knowledge and skill objectives and depth of coverage as listed in NFPA 1001, Firefighter Professional Qualifications, 1987 1992 edition Chapter 5. This standard is incorporated by reference and includes no later standards or editions.

- f) Curriculum Subject Headings for Modular Courses.

## 1) MODULE A.

- A) Fire Department Organization.
- B) Fire Behavior.
- C) Self-Contained Breathing Apparatus.
- D) Ladders.
- E) Fire Hose and Appliances.
- F) Personal Safety.

## 2) MODULE B.

- A) Water Supply.
- B) Nozzles and Fire Streams.
- C) Ventilation.
- D) Rescue.
- E) Building Construction.
- F) Emergency Medical Care.
- G) Overhaul.

## 3) MODULE C.

- A) Communications.
- B) Sprinkler Systems.
- C) Ropes.
- D) Fire Prevention, Public Education and Fire Cause.
- E) Hazardous Materials.



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§7g) State Certification Practical Skill Examination. See Section 140-40 (97-)

1) Local fire departments or schools are responsible for administering the practical skills examination prepared by the Office. Records and documented proof of such tests must be maintained by the department for audit purposes.

2) Fire Chiefs are to acquire the identified equipment or to improvise where specific equipment is not available in the fire department or the mutual aid area to provide parallel learning experiences.

3) Practical Skill Examinations.

A) All practical skill examinations are supplied by the Division. The examination package consists of the lists of evolutions to be completed and the Practical Examination Key. The evaluation package contains an attestation by the Fire Chief or School Director and Certified Instructor that the tasks have been 100% successfully completed.

B) The Practical Examination Key and the attestation must be returned to the Division before certification will be issued.

§7h) State Certification Written Examination. To be certified as a Firefighter III, candidates must take and pass the State examination. A Request for Examination must be signed by a Certified Fire Service Instructor II. See Section 140.8. Individuals possessing Emergency Medical Technician (EMT) or Paramedic certification are not required to take the Emergency Medical Care section of the Certified Firefighter III examination. Proof of current EMT or Paramedic certification is required.

i) Firefighter III can be instructed in a series of modules. Examinations can be taken by module or by taking the complete exam.

j) Depth of coverage of the subjects listed varies for each firefighter level.

k) When an individual takes the exam by modules, the passed modules will be kept on file until all modules are passed before certification is granted.

l) If an individual is training by module, and then enters an Academy or College program which instructs the complete program mode, any previously passed modules cannot be used to exempt any portion of the exam; the complete examination must be taken.

m) When an individual elects to be trained using the modular system, he or she may select any module in any sequence; however, the individual must take the examination after each module. A passing grade on all modules is required before certification will be granted.

n) Refresher Training.

1) The Certified Firefighter III is considered by the Office to be the senior technical level in the fire suppression career ladder and, therefore, is not required to progress to another level in order to maintain certification. In order to insure that Firefighter III personnel maintain their proficiency, they are

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encouraged to keep abreast of the state of the art by participating in refresher training. For the purpose of funding, only 60 100 hours of reimbursable time per year will be funded by the Office for refresher training.

2) The training may consist of any or all of the subjects listed in NFPA 1001 and Firefighter III certification. The failure to participate in the annual 60 hours of refresher training does not revoke the individual's certification, since such certification has historically been seen as a personal achievement, and maintenance of the certificate a personal commitment. Refresher training must encompass at least four subject areas annually to claim for funding, with the minimum intent to cover all subject areas at least once each five years.

3) Individuals participating in such refresher training will need to have clearly identified training records. (See Section 140.12(e))

o) An individual who is in the process of preparing or testing for Firefighter III using the NFPA 1001 (1987) standard may opt to test with this standard until January 1, 1995. After January 1, 1995, all standards for Firefighter III will come from the NFPA 1001 (1992).

The Officer must be notified when an exam is requested if the individual chooses to use the old standards.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 140.65 Certified Fire Apparatus Engineer

The Certified Fire Apparatus Engineer course is designed to meet a specialty need within the fire service. The program equals or exceeds the requirements of NFPA 1002, Fire Apparatus Driver/Operator Professional Qualifications, 1989 1992 edition.

- a) Prerequisites.
  - 1) Certification as a Firefighter II.
  - 2) See Section 140.50(a) above.
- 3) Completion of the Certified Fire Apparatus Engineer course of 40 student contact hours (minimum).
- 3.4) Pass State end-of-course written and practical skill examination.
- 4) Possess the appropriate class of Illinois driver's license in accordance with the Illinois Vehicle Code (Ill. Rev. Stat., 1993, ch. 95 1/2, par. 1-100 et seq.) [625 ILCS 5].
- 5) Application for certification which includes attestation by Fire Chief that all practical driving skills as specified in NFPA 1002 have been taught.
- b) Funding. A maximum of 108 hours is available for reimbursement funding. No funding is available for repeat courses.
- c) Instructor Qualifications. There is no Fire Apparatus Engineer Instructor certification level. Persons planning to offer this program must:

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- 1) Be a Certified Fire Service Instructor II, and
- 2) Be a Certified Fire Apparatus Engineer.

3) When a department is initiating a Fire Apparatus Engineer program, the initial course may be conducted by a Certified Fire Service Instructor II who is not a Certified Fire Apparatus Engineer. However, the practical skill examination must be conducted by a Certified Fire Apparatus Engineer. The department should contact the Office for the names of Certified Fire Apparatus Engineers who have agreed to conduct practical skill examinations.

## d) Facility Certification and Delivery Systems.

- 1) Course Approval. [See Section 140.15].
- 2) The course must be taught at an Unlimited Training Facility.

(See Section 140.12-1)

e) Curriculum shall consist of a course or courses covering knowledge and skill objectives and depth of coverage as listed in NFPA 1002, Fire Apparatus Driver/Operator Professional Qualifications, 1988 1992 edition. This standard is incorporated by reference and includes no later standard or edition.

## f) State Certification Practical Skill Examination.

- 1) The state practical skill examinations consist of a series of evolutions covering pumper operations. Instructors should contact the Office for the practical skill package.
- 2) All practical skill examinations must be administered by an Instructor II, Certified Fire Apparatus Engineer and observed by two additional persons assigned by the Fire Chief fire-chief.
- 3) After the practical examination is completed and scored by the Instructor, a copy of the evaluation checklist must be sent to the Office for inclusion in the student's file before certification will be granted.

g) State Certification Written Examination. To be certified as a Fire Apparatus Engineer, candidates must take and pass the State examination. Firefighter II certification is required before the Fire Apparatus Engineer examination may be taken. Request for exam must be signed by a Fire Service Instructor II who is also a Certified Fire Apparatus Engineer. (See Section 140.8-1)

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 140.70 Fire Officer I

The Office recognizes three levels of Fire Officer, Fire Officer I, II, and III. These three levels meet and exceed the ~~stx~~ four levels of Fire Officer identified in NFPA 1021 (1997/1992), hereby incorporated by reference. The Office does not recognize rank as equivalent to the various levels of Fire Officer. The Office defines the Fire Officer I as an individual having the responsibilities of Company Officer.

- a) Prerequisites. Fire Officer I certification is granted to those

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individuals who have achieved the following:

- 1) Certification as Firefighter III.
- 2) See Section 140.50(a).

2-3) Attainment of three years minimum fire service experience in a fire department.

3-4) Successful completion of the ~~five--identified~~ required three-semester credit (40 student-contact hour minimum) courses or equivalent according to Section 140.18 Course Approval Equivalency. A course taken for certification credit of 40 student contact hours (minimum) can only be used for one area of career hierarchy. Individuals must have courses meeting the objectives in NFPA 1021, edition, ~~Chapter--2--and--37~~ Chapter 1021, edition, 1987 1992, including no later amendments or editions. ~~Course--requirements--are--broken-down-in-five-modules~~ with-the-following-topic-headings:

A) Fire-Service-Instructor-I-certification-required

B) Fire-Prevention-Principles-I

C) Strategy-and-Factics-I

D) Fire-Service-Management-I

E) Fire-Service-Management-II

4-5) Experience Requirements.

- A) The candidates for Fire Officer I certification must have served a minimum of one year as a Fire Officer I or Fire Officer I trainee. The Office defines a Fire Officer I trainee as a person possessing Firefighter III certification assigned to supervise one or more companies (a company is a crew of fire protection personnel). The Certified Instructor Training-Officer and Fire Chief must document the experience as a Fire Officer I or Fire Officer I trainee.

B) Until such time as the experience requirement is satisfied, the Fire Officer I candidate will receive a certificate ~~tetter---of---verification~~ letter---of---verification attesting to his "Provisional Qualification" as a Fire Officer I. Provisional Qualification can only be given after completion of all required courses. Provisionally qualified status allows the individual to participate in Fire Officer II courses and training. Provisionally qualified status does not certify the individual as a Fire Officer I.

- b) Funding Hours. A maximum of ~~270~~ 324 hours is available for reimbursement funding with no more than 54 hours being allowed for any one each of the 5 courses required in 140.70(a)(34). Work experience does not qualify for funding. The Office will fund this level of education only one time. A candidate must be certified as a Firefighter III prior to the beginning of Fire Officer I classes to qualify for reimbursement funding. Courses not having prior approval but which are equivalent courses. Courses not having prior approval but which correlate with the content areas of required courses and conclude for an evaluation of the individual's retention will be approved for



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certification purpose only. Fire Officer Applications for certification that request course equivalency evaluation must be accompanied by complete course content or syllabus for the course. College catalog descriptions of a paragraph or less are not sufficient documentation for review.

- 1) Equivalent courses must meet the performance objectives required in NFPA 1021, Fire Officer Professional Qualifications, 1999 1992 edition, chapters 2 and 3.
- 2) It is the responsibility of the applicant to provide documentation for the Office to conduct an equivalency evaluation.

- 3) Course approval Equivalency: See Section 140.18 Course Approval Equivalency. Documentation and proof necessary to establish course equivalency shall include but is not limited to:
  - A) Course titles or transcripts.
  - B) Syllabi and course outlines.
  - C) Test scores or grades.
  - D) College and Institute catalog course descriptions.
  - E) Other supporting material.

- d) Instructor Requirements. See Section 140.200(d) for instructor approval requirements.

- e) Facility Certification and Delivery Systems. Educational institutions and fire service organizations desiring to offer the Fire Officer program will be required to receive facility certification. Such certification requires:
  - 1) See Section 140.15 for course approval requirements.
  - 2) See Section 140.16 for end-of-course examination requirements.
  - 3) All courses will be delivered under the auspices of approved institutions which are identified as follows:
    - A) All Fire Officer I and II courses may be delivered by any accredited college or university in Illinois.
    - B) All Fire Officer III courses may be delivered by colleges or universities accredited in Illinois to offer baccalaureate degrees.

- C) Fire Service organizations may receive approval to deliver specialized courses. Such approval will be granted based on compliance with all applicable rules in this Part, including Sections 140.11, 140.12, 140.15, 140.16, and 140.25. These organizations are identified as:
  - i) The Illinois Fire Chief's Association (IFCA).
  - ii) The Illinois Fire Inspector's Association (IFIA).
  - iii) The Illinois Society of Fire Service Instructors (ISFSI).
  - iv) The Illinois Firefighter's Association (IFA).
  - v) The Associated Firefighters of Illinois (AFFI).
  - vi) The Illinois Association of Fire Protection Districts (IAFPD).
  - vii) The Illinois Professional Firefighters Association (IPFA).

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- 4) All organizations and institutions desiring to offer programs and/or courses will be required to meet all rules and regulations established by the Office regarding curricula, student control, examinations, financial records maintenance and instructor's qualifications, including Sections 140.11, 140.12, 140.15, 140.16 and 140.25.

- f) Curriculum shall consist of courses covering knowledge and skill objectives and depth of coverage listed in NFPA 1021, Fire Officer Professional Qualification, 1999 1992 edition, ~~chapters 2 and 3~~. This standard is incorporated by reference and includes no later editions or amendments.

- g) Courses taken prior to January 1, 1994, will be evaluated under the prior criteria (NFPA 1021 - 1987 edition). Courses taken after January 1, 1994, will be evaluated under the current criteria (NFPA 1021 - 1992 edition).

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 140.80 Fire Officer II

The Office recognizes three levels of Fire Officer, Fire Officer I, II, and III. These three levels meet and exceed the ~~3x~~ four levels of Fire Officer identified in NFPA 1021 (1987/1992), hereby incorporated by reference. The Office defines Fire Officer II as a person having the responsibilities above Company Officer, but less than the responsibilities of the Fire Administrator, Fire Chief, head of the department, etc. (See Section 140.70).

- a) Prerequisites. The candidate seeking Fire Officer II certification must have achieved the following qualifications:
  - 1) Certification as a Fire Officer I.
  - 2) See Section 140.50(a).

- 2) Five years minimum fire service experience in a fire department.

- 3) ~~Successful completion of the identified~~ ~~five~~ 3-semester credit courses (40 student contact hours minimum), or equivalent according to Section 140.18 Course Approval Equivalency ~~(40--student-contact-hours--minimum)~~. A course taken for certification credit of 40 student contact hours (minimum) can only be used for one area in the career hierarchy.

Individual must have courses meeting the objectives in NFPA 1021, Fire Officer Professional Qualifications, 1987 1992 edition, ~~chapters 4 and 5~~ hereby incorporated by reference and includes no later editions or amendments. ~~Course requirements are broken-down in five modules with the following topic headings:~~

- A) Fire-Service-Instructor-III-certification-required
- B) Fire-Prevention-Principles-II
- C) Strategy-and-tactics-II
- B) Fire-Service-Management-III
- B) Fire-Service-Management-IV
- 4) Experience Requirements.



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- A) The candidates for Fire Officer II certification must have served a minimum of one year as a Fire Officer II or a Fire Officer II trainee. The Office defines a Fire Officer II trainee as a person possessing Fire Officer I certification assigned to Fire Officer II duties. The Certified Instructor Training Officer and Fire Chief must document the experience as a Fire Officer II or Fire Officer II trainee.
- B) Until such time as the experience requirement is met, the Fire Officer II candidate will receive a certificate letter of verification attesting to his "provisional qualification" as a Fire Officer II. Provisionally qualified status allows the individual to participate in Fire Officer III courses. Provisionally qualified status does not certify the individual as a Fire Officer II. Provisional qualification can only be given after completion of all required courses.
- C) An individual must be a certified Fire Officer I to receive a Provisional Fire Officer II. An individual possessing a letter of provisional qualification as a Fire Officer I may take Fire Officer II courses and receive a letter of provisional qualification as a Fire Officer II.
- b) Funding Hours. A maximum of 240 324 hours is available for reimbursement funding. The Office will fund this level of education only one time. No funding is available for repeat courses with no more than 54 hours being allowed for any one each of the 5 courses required in 140.90 subsection (a)(34) of this Section. Work experience does not qualify for funding. Candidates must be certified as a Fire Officer I or a provisionally qualified Fire Officer I prior to beginning Fire Officer II course to qualify for reimbursement funding.
- c) Equivalent courses. See Section 140.70(c).
- d) Instructor Requirements. See Section 140.70(d).
- e) Facility Certification and Delivery Systems. See Section 140.70 (e).
- f) Curriculum shall consist of courses covering knowledge and skill objectives and depth of coverage listed in NFPA 1021, Fire Officer Professional Qualifications, 1987 1992 edition, Chapters 4 and 5. This standard is incorporated by reference and includes no later standard or edition.
- g) Courses taken prior to January 1, 1994, will be evaluated using the criteria in the program prior to January 1, 1994 (NFPA 1021 - 1987 edition). Courses taken after January 1, 1994, will be evaluated under the current criteria (NFPA 1021 - 1992 edition).

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 140.90 Fire Officer III

The Office recognizes three levels of Fire Officer, Fire Officer I, II, and III. These three levels meet and exceed the ~~six~~ four levels of Fire Officer

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identified in NFPA 1021 (1987/1992), hereby incorporated by reference. The Office identifies the Fire Officer III as those persons having the responsibilities of the head or administrator of a department or a fire agency. The individual directs the activities and is in command of a fire department or a fire agency. The term synonymous with Fire Officer III is Fire Department Administrator. (See Section 140.70). The Office identifies the Fire Officer III as a person who has administrative responsibilities, the authority to affect practices, policies, and procedures of the department, and is, or reports directly to, the chief, chief administrator or head of department.

a) Prerequisites. Fire Officer III certification is granted to those persons who have met the following qualifications:

- 1) Certified as a Fire Officer II.
- 2) Attained six years minimum fire service experience in a fire department.
- 3) Successful completion of the required courses or equivalent as established by Section 140.18 Course Approval Equivalency, including the following topics:
  - A) Introduction.
  - B) Communications.
  - C) Government Structures and The Political Arena.
  - D) Fire Department Operations and Administration.
  - E) Human Resource Administration.
  - F) Public Fiscal Planning and Administration.

Successful completion of the six identified three semester credit courses (48 student contact hour minimum) or equivalent individuals must have the following required courses or equivalent courses:

- A) Group Structures and Meetings in the fire service for provide proof of equivalent course.
- B) Public Communications for provide proof of equivalent course.
- C) Managerial Development for provide proof of equivalent course.
- D) Personnel and Personnel Management for provide proof of equivalent course.
- E) Approaches to Finance and Data Based Systems for provide proof of equivalent course.
- F) Disaster Planning and Political Consideration for provide proof of equivalent course.
- G) Proof of equivalent course. Proof will consist of a course syllabus or course description.

4) Experience Requirements.

- A) The candidate for Fire Officer III certification must have served two years as a Fire Officer III or a Fire Officer II trainee. The Office defines a Fire Officer III trainee as a person possessing Fire Officer II certification and who is assigned duties as head of a department. The applicant must have current administrative duties to be certified. Individuals applying with prior experience shall be

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evaluated individually. (See Section 140.50(a))

- B) Documentation of work experience as a Fire Officer III shall consist of:

- 1) completed work experience examples.
- 2) official ~~a~~ job description.
- 3) an official, legible, definitive department organization chart on fire department letterhead, signed by the Fire Chief. ~~letter--from--supervisor--of~~

~~experience--relating--to--the--courses--required.~~

- C) Until such time as the experience requirement is met, the Fire Officer III candidate will receive a ~~letter--of~~ ~~verification~~ certificate attesting to his "provisional qualification" as a Fire Officer III. Provisionally qualified status does not certify the individual as a Fire Officer III. Provisional qualification can only be given after completion of all formal courses.

- D) ~~A--person--possessing--a--letter--of--provisional--qualification--as--a--Fire--Officer--II--may--take--Fire--Officer--III--courses--and--receive--a--letter--of--qualification--as--a--Fire--Officer--III--A~~ person possessing a certificate as a provisional Fire Officer II may take Fire Officer III courses and receive funding for Fire Officer III courses. However, an individual must be certified as a Fire Officer II to receive a provisional Fire Officer III.

- b) Funding hours. A maximum of ~~324~~ 400 hours is available for reimbursement funding with no more than 54 hours being allowed for each any one of the 6 courses required in subsection ~~140.98(a)(3)~~ of this Section. Work experience does not qualify for funding. The Office will fund this level of education only one time. No funding is available for repeat courses. Candidates must be certified as a Fire Officer II or a provisionally qualified Fire Officer II to qualify for reimbursement funding.

- c) Equivalent courses. See Section 140.70(c).

- d) Instructor Requirements. See Section 140.70(d).

- e) Facility Certification and Delivery Systems. See Section 140.70(e). Curriculum shall consist of courses covering knowledge and skill objectives and depth of coverage listed in NFPA 1021 (1992). ~~7--Chapters~~ 5--~~and--6~~. This standard is incorporated by reference and includes no later editions or amendments.

- g) Refresher training of up to 120 hours may be funded annually. Funding documentation must be proof of completed class, course or seminar that meets the objectives of NFPA 1021 (1992). Funding will not be available for repeat courses. Refresher training must encompass at least three subject areas to claim for funding.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 140.130 Fire Service Instructor I

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Professional qualifications for Fire Service Instructor I are identified in the NFPA 1041 (1987), Chapter 3, hereby incorporated by reference. The Illinois program does not recognize rank as equivalent to the various levels of Fire Service Instructor. The Office defines the Fire Service Instructor I as a certified individual who has successfully completed the required academic program; an instructor in the fire department who is authorized to teach courses in the Firefighter I and II programs for state State certification and to validate training records for these levels. A fire service instructor who has demonstrated the knowledge of and the ability to conduct instruction from prepared material.

- a) Prerequisites. Fire Service Instructor I is granted to those individuals who have met the following qualifications:

- 1) Certification as a Firefighter II.
- 2) Attainment of three years of documented cumulative fire service experience in a fire department.
- 3) Successful completion of a course with a minimum of 40 hours in instructional techniques equivalent to NFPA 1041 (1987)1992), Chapter 3, 2, or current State Teacher's Certification Board, State of Illinois Teacher's Certificate. Such certificate will be accepted only for certification for Fire Service Instructor and-if, if all other certification requirements are met. Copy of Teacher's Certificate must be submitted with application for certification.

- 4) See subsection 140.50(a) above.

- b) Funding hours. A maximum of 54 hours is available for reimbursement funding. The Office will fund this level of education only one time. No funding is available for repeat courses. Candidates must be certified as a Firefighter II to qualify for reimbursement funding.

- c) Instructor Requirements.

- 1) Course must be taught under auspices of an Instructor who is recognized and approved by an educational institution or major fire service organization which has the approval of the Office. The Instructor qualifications are flexible in that no specific discipline is required of the person employed to teach the Instructor course.

- 2) It is strongly recommended that fire protection personnel not be authorized as instructors for this course unless the fire service personnel have been previously recognized by the institution offering the course and the Office as an educator qualified to teach others how to teach.

- d) Facility Certification and Delivery Systems. Educational institutions and fire service organizations desiring to offer the Fire Service Instructor program will be required to receive facility certification. Such certification requires:

- 1) See Section 140.15 for course approval requirements.
- 2) See Section 140.16 for end-of-course written examination requirements.
- 3) A practice teaching evaluation system for Fire Service Instructor I and Fire Service Instructor II must be approved by the Office.



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This system must contain at least one practice teaching evaluation to be conducted by two or more evaluators. All evaluators will utilize a checklist, approved by the Office, to independently evaluate the candidates performance.

- 4) Fire Service Instructor courses will be delivered under the auspices of approved institutions identified as follows:

- A) All Fire Service Instructor I, II and III courses may be delivered by any accredited college or university in Illinois.
- B) All Fire Service Instructor IV courses may be delivered by colleges or universities accredited in Illinois to offer baccalaureate degrees.
- C) Fire service organizations may receive approval to deliver specialized courses. The organizations are identified as:
  - i) The Illinois Fire Chief's Association (IFCA).
  - ii) The Illinois Fire Inspector's Association (IFIA).
  - iii) The Illinois Society of Fire Service Instructors (ISFSI).
  - iv) The Illinois Firefighter's Association (IFA).
  - v) The Associated Firefighters of Illinois (AFFI).
  - vi) The Illinois Association of Fire Protection Districts (IAFPD).
  - vii) The Illinois Professional Firefighter's Association (IPFA).
- 5) All organizations and institutions desiring to offer programs and/or courses will be required to meet all rules and regulations established by the Office regarding curricula, student control, examinations, financial records maintenance and instructor's qualifications (See Section 140.25).
- e) Curriculum shall consist of course or courses covering knowledge and skill objectives and depth of coverage listed in NFPA 1041, Chapter 3 2. This standard is incorporated by reference and includes no later editions or amendments.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 140.140 Fire Service Instructor II

Professional qualifications for Fire Service Instructor II are identified in the NFPA 1041, (1987-1992), Chapter 4 3, hereby incorporated by reference. The Illinois program does not recognize rank as equivalent to the various levels of Fire Service Instructor. The Office defines the Fire Service Instructor II as a fire service instructor who, in addition to meeting Instructor I qualifications, has demonstrated the knowledge and ability to coordinate other instructors and who is capable of using a variety of teaching strategies to develop lesson plans and instructional aids based on a task analysis. ~~certified individual serving as an instructor in a fire department or allied field or agency with curriculum course and lesson plan development responsibilities~~

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Instructor II's are authorized to teach all subjects of the Firefighter II and III courses and to validate training records for these levels of training.

- a) Prerequisites. Fire Service Instructor II certification is granted to those individuals who have:

- 1) Certification as a Firefighter III.
- 2) Certification as a Fire Service Instructor I.
- 3) Attained five years of documented fire service experience in a fire department.
- 4) Successfully completed a course with a minimum of 40 hours in methods and techniques of teaching equivalent to NFPA 1041 (1987-1992), Chapter 4 3, hereby incorporated by reference, including no later editions or amendments. ~~A State-Teacher Certification-Ready-State-of-Illinois-Teacher's-Certificate-will be-accepted-only-for-certification-for-Fire-Service-Instructor-I and-if-all-other-certification-requirements-are-met--copy-of-Teacher's-Certificate-must-be-submitted-with-application-for certification~~

- 5) See Section 140.50(a).
  - b) Funding hours. A maximum of 40 54 hours is available for reimbursement funding. The Office will fund this level of education only one time. No funding is available for repeat courses. Candidates must be certified as a Fire Service Instructor I prior to starting this course to qualify for reimbursement funding.

- c) Instructor Requirements. (See Section 140.130(c)-1)
- d) Facility Certification and Delivery Systems. See Section 140.130(d).
- e) Curriculum Subject Headings. The general course content is identified in NFPA 1041 (1992), Chapter 4 3. In addition to meeting the qualifications of Instructor I, the objectives of the course are designed to prepare the candidate in the ability to demonstrate knowledge and skills in preparing Instructional Materials, Techniques of Testing and Evaluations and Writing Behavioral Objectives or Performance Objectives.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 140.150 Fire Service Instructor III

Professional qualifications for Fire Service Instructor III are in the NFPA 1041 (1987-1992), Chapter 5 4, hereby incorporated by reference and including no later editions or amendments. The Illinois program does not recognize rank as equivalent to the various levels of Fire Service Instructor. The Office defines the Fire Service Instructor III as a certified individual serving in a fire department or allied field or agency assigned supervisory/administrative duties with some instructional responsibilities; responsible for the development of courses and the selection and development of appropriate instructional materials; and responsible for supervising instructors and support staff. ~~management/administrative duties with some instructional duties responsible for a major division of a training program. The term Technical~~



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Manager is synonymous with Fire Service Instructor III.

a) Prerequisites. Fire Service Instructor III certification is granted to those individuals who:

- 1) Have certification as a Fire Service Instructor II.
- 2) Have served a minimum of three years in the capacity of a fire service instructor or training officer.
- 3) Successful completion of 80 hours of courses equivalent to NFPA 1041 (1987/1992), Chapter 5 4.

4) See Section 140.50(a).

b) Funding Hours. A maximum of 80 hours is available for reimbursement funding. The Office will fund this level of education only one time. No funding is available for repeat courses. Candidates must be certified as a Fire Service Instructor II prior to starting this course to qualify for reimbursement funding.

c) Instructor Requirements. (See Section 140.130(c)7.)

d) Facility Certification and Delivery System. See Section 140.130(d)1.

e) Curriculum Subject Headings. The general course content is identified in NFPA 1041, (1987/1992), Chapter 5 4.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 140.160 Fire Service Instructor IV

Professional qualifications for Fire Service Instructor IV are in the NFPA 1041 (1987/1992), Chapter 6 5, hereby incorporated by reference and including no later editions or amendments. The Office defines the Instructor IV who, in addition to meeting Instructor III qualifications, has demonstrated the knowledge and ability to administer and manage a fire service training program including budget preparation, personnel management, maintenance of positive public relations, and organizational goal setting as a certified person serving as an instructor in a fire department or allied fire agency primarily assigned administrative and/or management responsibilities for fire service training Division Administrator is the term synonymous with Fire Instructor IV.

a) Prerequisites. Instructor IV certification will be granted to those individuals who have met the following qualifications:

- 1) Certification as a Fire Service Instructor III.
- 2) Have served a minimum of five years in the capacity of a fire service instructor or training officer.
- 3) Successful completion of the course (40 student contact hours minimum) or equivalent. Successful completion of five three semester courses (40 student contact hours minimum) or equivalent individuals must have the following required courses or equivalent courses:

- A) Management I for provide proof of equivalent course7
- B) Management II for provide proof of equivalent course7
- C) Management III for provide proof of equivalent course7
- D) Management IV for provide proof of equivalent course7
- B) A course in educational administration or Approaches to

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Finance and Data Based Systems, Fire Officer III Module V. 4) See Section 140.50(a).

b) Funding hours. A maximum of 54 270 hours is available for reimbursement funding. The Office will fund this level of education only one time. No funding is available for repeat courses. Candidates must be certified as a Fire Service Instructor III prior to starting this course to qualify for reimbursement funding. With no more than 54 hours being allowed for each of the 5 required courses in 140.160(a)(3).

c) Equivalent courses. (See Section 140.70(c)7.)

d) Instructor Requirements. See Section 140.70(d).

e) Facility Certification and Delivery System. See Section 140.70(e).

f) Curriculum shall consist of course or courses covering knowledge and skill objectives and depth of coverage listed in NFPA 1041, Chapter 6.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 140.171 Fire Prevention Officer I

Professional qualifications for Fire Prevention Officer I, except Firefighter qualifications, are identified in the NFPA 1031, 1033, 10357 (1987), hereby incorporated by reference, including no later amendments or editions. The Office defines the Fire Prevention Officer I as a person serving in a fire department or allied agency whose primary duties are inspections of a variety of structures, reporting inspection results of fire safety conditions, conducting basic fire investigation, and performing basic fire prevention education activities. The term synonymous with Fire Prevention Officer I is Technical Specialist.

a) Prerequisites. Fire Prevention Officer I certification is granted to those individuals who have met the following qualifications:

- 1) Certification as a Firefighter III or successfully completing the Firefighter Bypass examination. Entrances into this program through the Bypass examination is limited to:

- A) Office personnel.
- B) Persons employed by fire departments and fire protection districts in fire prevention areas who are prohibited from work in fire suppression.

2) Attainment of three years cumulative fire service experience which must include one year of experience in fire prevention.

3) Successful completion of the Office approved Fire Prevention Officer I course or provide proof of equivalent courses.

4) Successful completion of the State Fire Prevention Officer I examination. Prerequisite for taking State written examination is Firefighter III certification or successful completion of the Bypass examination.

- 5) Prerequisite for taking Fire Prevention Officer I examination is successful completion of Bypass examination or certification as Firefighter III.

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b) Funding Hours. A maximum of 240 300 hours is available for reimbursement funding. The Office will fund this level of education only one time. No funding is available for repeat courses. Candidates must be certified as a Firefighter II or have successfully completed the Firefighter Bypass examination to qualify for reimbursement funding.

c) Equivalent courses.

1) See Section 140.18 Course Approval Equivalency.

2) See Section 140.70(c) for requirements.

3) Equivalent course must meet the performance objectives in NFPA 1031, 1033, and 1035.

4) When courses are evaluated as equivalent, the individual will be allowed to take the State written examination one time. Failure of the State written examination will invalidate the equivalency evaluation and require the individual to successfully complete the Fire Prevention Officer I program prior to taking the State written examination a second time.

5) Equivalent courses are not eligible for reimbursement.

d) Instructor Requirements. The Fire Prevention Officer I program must be taught under the auspices of instructors who are recognized and approved by an educational institution and/or fire service organization which has the approval of the Office. The instructor qualifications are flexible in that no specific discipline or degree is required.

e) Facility Certification and Delivery Systems. Educational institutions and fire service organizations desiring to offer the Fire Prevention Officer I program will be required to receive facility certification. Such certification requires:

- 1) See Section 140.15 for Course Approval requirements.
- 2) See Section 140.8 for State written examination requirements.
- 3) See Section 140.16 for End-of-Course examination requirements.
- 4) All courses will be delivered under the auspices of approved institutions identified as follows:

A) Fire Prevention Officer I, Fire Prevention Education Officer II, and Fire Prevention Inspector II courses may be delivered by any accredited college or university in Illinois.

B) Fire Prevention Education Officer III and Fire Prevention Inspector III courses may be delivered by colleges or universities accredited in Illinois to offer baccalaureate degrees.

C) Fire service organizations may receive approval to deliver specialized courses. The organizations are identified as:

- i) The Illinois Fire Chief's Association (IFCA).
- ii) The Illinois Fire Inspector's Association (IFIA).
- iii) The Illinois Society of Fire Service Instructors (ISFSI).
- iv) The Illinois Firefighter's Association (IFA).
- v) The Associated Firefighters of Illinois (AFFI).

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vi) The Illinois Association of Fire Protection Districts (IAFPD).

vii) The Illinois Professional Firefighters Association (IPFA).

5) All organizations and institutions desiring to offer programs and/or courses will be required to meet all rules and regulations established by the Office regarding curricula, student control, examinations, financial records maintenance and instructor's qualifications.

f) Curriculum shall consist of course or courses covering knowledge and skill objectives and depth of coverage listed in NFPA 1031, Professional Qualifications for Fire Inspector (1987), NFPA 1033 Professional Qualifications for Fire Investigator (1987), and NFPA 1035 Professional Qualifications for Public Fire Educator (1987).

g) State Certification Written Examination. To be certified as a Fire Prevention Officer I, candidates must take and pass the State examination. (See Section 140.8.)

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 140.180 Fire Prevention Education Officer II**

Professional qualifications for Fire Prevention Education Officer II are identified in the NFPA 1035 (1987), hereby incorporated by reference. The Office defines the Fire Prevention Education Officer II as an individual serving in a fire department or allied agency with primary responsibility for the development and dissemination of fire prevention education materials and programs.

a) Prerequisites. Fire Prevention Education Officer II certification is granted to those individuals who have achieved the following:

- 1) Certification as a Fire Prevention Officer I.
- 2) Attainment of three years of documented fire prevention experience.
- 3) Successful completion of course or courses meeting the objectives in NFPA 1035 (1987), Chapter 4. This standard is incorporated by reference and includes no later editions or amendments.
- b) Funding Hours. A maximum of 270 hours is available for reimbursement funding with no more than 54 hours for each of the 5 courses required in subsection 140.180 (a)(3) of this Section. The Office will fund this level of education only one time. Candidates must be certified as a Fire Prevention Officer I to qualify for reimbursement funding.
- c) Equivalent courses. (See Section 140.70(c) and Section 140.18 Course Approval Equivalency for requirements)
- d) Instructor Requirements. (See Section 140.171(d)-1)
- e) Facility Certification and Delivery Systems. See Section 140.171(e).
- f) The curriculum shall consist of a course or courses covering knowledge and skill objectives and depth of coverage listed in NFPA 1035, Professional Qualifications for Public Fire Educator (1987), Chapter



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4. (Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 140.185 Fire Prevention Education Officer III**

Professional qualifications for Fire Prevention Education Officer III are identified in NFPA 1035 (1987), Chapter 5, hereby incorporated by reference. The Office defines the Fire Prevention Education Officer III as a person serving in a fire department or allied agency assigned supervisory and administrative responsibilities within a public fire education program.

- a) Prerequisites. Fire Prevention Education Officer III certification is granted to those individuals who have met the following qualifications:

- 1) Certification as a Fire Prevention Education Officer II.
- 2) Attainment of five years of documented fire prevention experience with two years in fire education.
- 3) Successful completion of the ~~six-management~~ courses required for Fire Officer III certification or provide proof of equivalent courses. (See Section 140.90(a)(3) and Section 140.18 Course Approval Equivalency.)

- b) Funding Hours. A maximum of ~~324~~ 400 hours is available for reimbursement funding. The Office will fund this level of education only one time. No funding is available for repeat courses. Candidates must be certified as a Fire Prevention Education Officer II prior to taking these courses to qualify for reimbursement funding, with no more than 54 hours being allowed for any one each of the 6 required courses in Section 140.185(a)(3).

- c) Equivalent Courses. (See Section 140.70(c) and Section 140.18 Course Approval Equivalency for requirements.)
- d) Instructor Requirements. (See Section 140.171(d).)
- e) Facility Certification and Delivery Systems. (See Section 140.171(e).)
- f) Curriculum Subject Headings. (See Section 140.90(f).)

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 140.220 Fire Prevention Inspector III**

Professional qualifications for Fire Prevention Inspector III are identified in the NFPA 1031 (1987), Chapter 5, hereby incorporated by reference. The Office defines the Fire Prevention Inspector III as a person serving in a fire department or allied agency assigned primarily supervisory and administrative responsibilities within a fire prevention bureau.

- a) Prerequisites. Fire Prevention Inspector III certification is granted to those individuals who have met the following qualifications:
- 1) Certification as a Fire Prevention Inspector II.

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- 2) Attainment of five years of documented experience in fire inspection.
- 3) Successful completion of the ~~six-management~~ courses required for Fire Officer III or provide proof of equivalent courses. (Section 140.90(a)(3) and Section 140.18 Course Approval Equivalency.)
- b) Funding Hours. A maximum of ~~324~~ 400 hours is available for reimbursement funding with no more than 54 hours allowed for any one each of the 6 courses in 140.90(a)(3). The Office will fund this level of education only one time. No funding is available for repeat courses. Candidates must be certified as a Fire Prevention Inspector II to qualify for reimbursement funding.
- c) Equivalent Courses. (See Section 140.70(c) for requirements.)
- d) Instructor Requirements. (See Section 140.171(d).)
- e) Facility Certification and Delivery Systems. (See Section 140.171(e).)
- f) Curriculum Subject Headings. (See Section 140.90(f).)

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 140.225 Hazardous Materials First Responder-Awareness**

- a) Hazardous Materials First Responder-Awareness personnel are fire personnel trained to the level of awareness as defined in 29 CFR 1910.120 (1990) or the United States Environmental Protection Agency (EPA), 40 CFR 311 (1990), whichever is appropriate for their jurisdiction.

- b) Fire protection personnel at this level of certification are persons who are likely to witness or discover a hazardous substance release or potential release and who have been trained to initiate an emergency response sequence by notifying the proper authorities (local, State, federal, or private resources) of the release.

- c) Professional qualifications for Hazardous Materials First Responder-Awareness are identified in NFPA 472 (1992) Standard for Professional Competence of Responders to Hazardous Materials Incidents, hereby incorporated by reference and containing no later standards or reference.

- 1) Prerequisites - Hazardous Materials First Responder-Awareness Certification is granted to those persons who have met the following qualifications:

- A) Certification as a Firefighter II.
- B) Successful completion of a course consisting of First Responder Awareness meeting NFPA 472 (1992), including passage of local testing including practical and State written exam.
- C) Prerequisite for taking the State written exam is Firefighter II certification.
- D) See Section 140.50(a).

- 2) Finding. A maximum of 16 hours is available for reimbursement



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funding. The Office will fund this level of training only one time.

- 3) Certified Hazardous Materials First Responder-Awareness.

- 4) Facility Certification and delivery system. Educational institutions and fire departments desiring to offer the Hazardous Materials First Responder-Awareness program will be required to:

- A) File Course Approval forms. See Section 140.15.  
B) Use a facility which has a classroom and the equipment needed to complete the Student Performance Objectives.

- 5) State Certification Written Examination. To be certified in Hazardous Materials First Responder-Awareness, candidates must supply proof of passage (class completion roster, transcript or certificate) or locally administered written and practical exams and pass the State written examination. See Section 140.8.

- 6) State Certification Practical Skills Examination.

- A) The State practical skill examination consists of a series of evolutions determined from NFPA 472, contained in a document published by the Office of the State Fire Marshal, Division of Personnel Standards and Education, entitled Practical Skill Examination for Hazardous Materials First Responder-Awareness. The Instructor should contact the Office for this practical skill examination.

- B) After the practical examination is completed and scored by the Instructor, a copy of the evaluation checklist must be sent to the Office for inclusion in the student's file. Certificates are held until practical exam scores are submitted.

- 7) Objectives for Hazardous Materials First Responder-Awareness are identical to Objectives for Awareness in Firefighter II.

- 8) Refresher Training - Awareness Level.

- A) Refresher training should be accomplished on a minimum of an annual basis to insure that the employer can certify that the Awareness Level Responders meet CFR 1910.120 (1993) and the guidelines of the Office of the State Fire Marshal for First Responder Awareness Level training. The training should include identification of hazardous materials, local response plans, and other areas as directed by the employer.

- B) Funding for refresher training is covered under Section 140.236 Hazardous Materials Refresher Training.

(Source: Added at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 140.230 Hazardous Materials First Responder-Operations

- a) First responders, for the purpose of this level of certification, are fire protection personnel trained to the levels of "First Responder Awareness" and "First Responder Operations" as defined in 29 CFR

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1910.120. First Responders shall be trained to meet requirements of the United States Department of Labor, Occupational Safety and Health Administration (OSHA), 29 CFR 1910.120 (1990) or the United States Environmental Protection Agency (EPA), 40 CFR 311 (1990), whichever is appropriate for their jurisdiction.

- b) Fire protection personnel at this level of certification are both:

- 1) Persons who are likely to witness or discover a hazardous substance release or potential release and who have been trained to initiate an emergency response sequence by notifying the proper authorities (local, state, federal, or private resources) of the release and,

- 2) Persons who respond to releases or potential releases of hazardous substances as part of the initial response to the site for the purpose of protecting nearby persons, property, or the environment from the effects of the release. They are trained to respond in a defensive fashion without actually trying to stop the release. Their function is to contain the release from a safe distance, keep it from spreading, and prevent exposures.

- c) Professional qualifications for Hazardous Materials First Responder-Operations are identified in NFPA 472, (1989/1992) Standard for Professional Competence of Responders to Hazardous Materials Incidents, Chapter-27 hereby incorporated by reference and containing no later standard or reference.

- d) Hazardous Materials First Responder-Operations is designed as the introductory step in the acquisition of all knowledge and skills required to safely mitigate a release or potential release of hazardous substances and is defined as meeting the requirement for fire protection personnel under 29 CFR 1910.120.

- 1) Prerequisites - Hazardous Materials First Responder-Operations  
Certification is granted to those persons who have met the following qualifications.

- A) Certification as a Firefighter II.  
B) Successful completion of a course consisting of First Responder-Awareness---and First Responder Operations  
Operations, including passage of local testing including practical and State written examination.  
C) Prerequisite for taking the state written exam is Firefighter II certification.

- D) See Section 140.50(a).

- 2) Funding. A maximum of 54 56 hours is available for reimbursement funding. The Office will fund this level of training only one time.

- 3) Instructor Requirements.

Certified Fire Service Instructor I and Certified First-Responder Hazardous Materials & First Responder-Operations. Successful completion---of---required---courses---for---First-Responder---prerequisite

- 4) Facility Certification and delivery system. Educational institutions and fire departments desiring to offer the First

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Responder program will be required to:

- A) File Course Approval forms. (See Section 140.15-1)  
 B) Use a facility which has a classroom and the equipment needed to complete the Student Performance Objectives.

- 5) Course description. The course is described as a specialized course to provide those persons, whose duties include responding to the scene of emergencies that may involve hazardous materials with competencies to respond safely to hazardous materials incidents. Course objectives are identified in NFPA 472, Standard for Professional Competence of Responders to Hazardous Materials Incidents (1989/1992) Chapter-2, hereby incorporated by reference and including no later standards or amendments. Equivalent courses must meet Section 140.18 Course Approval Equivalency.

- 6) State Certification Written Examination. To be Certified as a Hazardous Materials First Responder-Operations, candidates must supply proof of passage (class completion roster, transcript or certificate) of locally administered written and practical exams and pass the State written examination. (See Section 140.8-1)

- 7) State Certification Practical Skill Examination.

- A) The state practical skill examination consists of a series of evolutions determined from NFPA 472, contained in a document published by the Office of the State Fire Marshal, Division of Personnel Standards and Education, entitled Practical Skill Examination for Hazardous Materials First Responder-Operations. The instructor should contact the Office for this practical skill examination.

- B) After the practical examination is completed and scored by the Instructor, a copy of the practical examination key evaluation--checklist must be sent to the Office for inclusion in the student's file. Certificates are held until practical exam scores are submitted. ~~Written--scores will--not--be--released--by--the--Office--until--practical--scores are--received--~~

- 8) Refresher Training - First Responder/Operations Level.

- A) Refresher training should be accomplished on a minimum of an annual basis to insure that the employer can certify that the First Responder Operations level responders meet CFR 1910.120 (1993) and the guidelines of the Office of the State Fire Marshal for First Responder-Operations Level training. The training should include all the recurrence training for Awareness Level and in addition, methods and procedures for evaluating and controlling a hazardous materials incident, guidelines and principles for protecting the health and safety of response personnel, fundamentals of response team organizations and operations, proper use of chemical protective clothing and direct reading instruments, defensive confinement techniques, evaluation considerations and methods of communicating the status of the planned

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- response, and any other areas as directed by the employer.  
 B) Funding for refresher training is covered under Section 140.236 Hazardous Materials Refresher Training.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 140.240232 Hazardous Materials Technician

- a) Hazardous Materials Technician is designed for the training and development of Hazardous Materials Response Team Members. Hazardous Materials Technicians are individuals who respond to releases or potential releases for the purpose of stopping the release. They assume a more aggressive role than a first responder at the operations level in that they will approach the point of release in order to plug, patch or otherwise stop the release of a hazardous substance.
- b) Technicians shall be trained to meet requirements of the United States Department of Labor, Occupational Safety and Health Administration (OSHA), 29 CFR 1910.120 (1990), or the United States Environmental Protection Agency (EPA), 40 CFR 311 (1990), whichever is appropriate for their jurisdiction. This program is designed to meet the requirements of 29 CFR 1910.120.
- c) Professional qualifications for Technician are identified in NFPA 472 (1989/1992) Standard for Professional Competence of Responders to Hazardous Materials Incidents, Chapter--37 hereby incorporated by reference and containing no later standard editions or reference amendments.

- 1) Prerequisites - Hazardous Materials Technician is granted to those persons who have met the following qualifications:-  
 A) Certification as a Hazardous Materials First Responder-Operations.<sup>7</sup>  
 B) Successful completion of the Hazardous Material Technician course--and.

- C) Be a Certified Firefighter III. A Certified Firefighter II may take the Hazardous Materials Technician training as part of the 600-hour Firefighter III program; however, Hazardous Materials Technician certification will not be awarded until the individual has achieved Firefighter III certification.  
 D) The individual must be a certified Firefighter II and certified First Responder-Operations to take the exam.

- E) See Section 140.50(a).  
 2) Funding. A) A maximum of 54 112 hours is available for reimbursement funding for Hazardous Materials Technician. The Office will fund this level of training only one time. If not a Firefighter III, hours may be used for Firefighter III. B) Hours accumulated toward Hazardous Materials Technician certification while--a--person--is--a--Firefighter--it--will--be--subtracted--from--the 600--hours--available--for--Firefighter--it--reimbursement--funding--  
 Hours accumulated toward Hazardous Materials Technician



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certification while a person is a Certified Firefighter II may be included in the hours allowed for Firefighter III.

- 3) Instructor Requirements. Certified Fire Service Instructor II and Certified Hazardous Materials Technician.
- 4) Facility Certification and delivery systems. Educational Institutions and fire departments desiring to offer the Hazardous Materials Technician program will be required to:

- A) File Course Approval forms. (See Section 140.15)
- B) Use a facility which has a classroom and the equipment needed to complete the Student Performance Objectives.

- 5) Course description. Hazardous Materials Technician provides a learning experience of chemicals and the hazards associated with them and provide an in-depth instruction in how to safely control and mitigate a hazardous materials incident. The course objectives are identified in NFPA 472, Standard for Professional Competence of Responders to Hazardous Materials Incidents (1999) Chapter--2, hereby incorporated by reference and including no later editions or amendments.

- d) State Certification Practical Skill Examination.

- 1) The state practical skill examination consists of a series of evolutions determined from NFPA 472, contained in a document published by the Office of the State Fire Marshal, Division of Personnel Standards and Education, entitled Practical Skill Examination for Hazardous Materials Technician.

- 2) Instructors should contact the Office for this practical skill examination.

- 3) All practical skill examinations must be administered by a Certified Hazardous Materials Technician.

- 4) After the Practical examination is completed and scored by the Instructor, a copy of the evaluation checklist must be sent to the Office for inclusion in the student's file.

- e) State Certification Written Examination. To be Certified as a Hazardous Materials Technician, candidates must take and pass the State written examination. See Section 140.8. Request for exam must be signed by a Fire Service Instructor II who is also a Certified Hazardous Materials Technician. See Section 140.8. Prerequisite for taking the state examination is certification as a Hazardous Materials First Responder-Operations.

(Source: Renumbered from 140.240 and amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_).

**Section 140.260-234 Chemistry of Hazardous Materials**

- a) Chemistry of Hazardous Materials is a course designed to give first responders a broader understanding of the chemistry and toxicology of hazardous materials.

- b) Professional qualifications for the course are identified in NFPA 472 (1989) Standard for Professional Competence of Responders to Hazardous

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Materials Incidents, Chapters 3 and 4, hereby incorporated by reference and containing no later standard or reference.

- 1) Funding. A maximum of 80 hours is available for reimbursement funding. The Office will fund this level of training only one time. The individual must be a certified Hazardous Materials First Responder-Operations prior to taking this course to claim for reimbursement funding and must successfully complete this course.

- 2) Instructor requirements (must have two instructors).

- A) Option one: two National Fire Academy Instructors.
- B) Option two: One individual who is a Fire Service Instructor II, and certified Hazardous Materials Technician ~~Specialist~~ AND one expert in Chemistry (a college level chemistry instructor or a person with a minimum of a bachelor's degree).

(Source: Renumbered from 140.260 and amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 140.290-236 Hazardous Materials Refresher Training**

- a) Annual refresher training shall comply with United States Department of Labor, Occupational Safety and Health Administration, 29 CFR 1910.120.

- b) Because of the uniqueness of this type of training, refresher training in hazardous materials will be funded for specific training meeting any of the objectives in NFPA 472 (1999) Standard for Professional Competence of Responders to Hazardous Materials Incidents, hereby incorporated by reference and including no later standard or edition or the objectives listed in the certification course for First Responder Operations, Technician, ~~Specialist~~ or the Chemistry course.

- c) Funding.

- 1) Prerequisites - Hazardous Materials First Responder-Operations certification
- 2) Funding - a maximum of 40 hours is available for reimbursement funding annually.

- 3) Funding claimed for Hazardous Materials refresher training cannot be claimed for any other certification, or refresher training.

- 4) Records required by 29 CFR 1910.120, and Sections 140.12 and 140.325 of this Part must be maintained and established procedures followed.

(Source: Renumbered from 140.290 and amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 140.238 Hazardous Materials Incident Command**

- a) Hazardous Materials Incident Command is designed for the training of



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Certified Hazardous Materials First Responders and Technicians to manage a Hazardous Materials emergency incident. An Incident Command System fixes Command on one particular individual or a group of individuals throughout the incident to ensure a strong visible direct command. If the incident is above the level of training of the Incident Commander, management of all tactical operations shall be delegated to an appropriately trained individual. This does not relieve the Incident Commander of the responsibilities outlined in OSHA 1910.120(g)(3).

b) This course has been developed to meet the requirements of the United States Department of Labor Occupational Safety and Health Administration (OSHA), 29 CFR 1910.120 (1990), or the United States Environmental Protection Agency (USEPA), 40 CFR 311 (1990), whichever is appropriate for the jurisdiction.

c) Professional qualifications for Incident Command are identified in NFPA 472 (1992) Standard for Professional Competence of Responders to Hazardous Materials Incidents, hereby incorporated by reference and containing no later editions or amendments.

1) Prerequisites - Hazardous Materials Incident Command certification is granted to those persons who have met the following qualifications:

A) Certification as a Firefighter II;

B) Certification as a Hazardous Materials Incident Command Responder-Operations;

C) Successful completion of the Hazardous Materials Incident Command course;

D) The individual must be a Certified Firefighter II and Certified Hazardous Materials First Responder-Operations to take the exam;

E) See Section 140.50(a).

2) Funding. A maximum of 24 hours is available for reimbursement funding. The Office will fund this level of training only one time.

3) Instructor Requirements. Certified Fire Service Instructor II, Certified Hazardous Materials First Responder-Operations, and Certified Hazardous Materials Incident Command.

4) Facility certification and delivery systems. Educational institutions and fire departments desiring to offer the Hazardous Materials Incident Command program will be required to:

A) File Course Approval forms. (See Section 140.15).

B) Use a facility which has a classroom and the equipment needed to complete the student performance objectives.

State Certification Written Examination.

A) To be certified in Hazardous Materials Incident Command, candidates must take and pass the State Written examination. (See Section 140.8)

B) Request for exam must be signed by a Fire Service Instructor II who has been certified in Hazardous Materials First Responder-Operations and Incident Command.

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(Source: Added at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 140.240 Rescue Specialist-Roadway Extrication**

a) Extrication Specialists, for the purpose of this level of certification, are firefighters trained to the level specified in the Division of Personnel Standards and Education Instructor Reference Manual (1992), hereby incorporated by reference.

b) Persons who respond to incidents that require the specialty training for rescue specialist will be trained in the basic skills to perform this operation. This course is designed as the introductory step in the acquisition of all knowledge and skills required in the various specialties of extrication. Rescue Specialist-Roadway Extrication certification is required before proceeding to other specialties of extrication.

c) Prerequisites - Rescue Specialist-Roadway Extrication certification is granted to those persons who have completed a minimum 40 student contact hour course and met the following qualification:

1) Certification as a Firefighter II.

2) Successful completion of the course, including passage of local testing and State written and practical examinations.

3) Prerequisite for taking the written exam is Firefighter II certification.

4) See Section 140.50(a).

d) Funding. A maximum of 56 hours is available for reimbursement funding. The Office will fund this level of training only one time.

e) Instructor Requirements. Certified Fire Service Instructor II and Certified Rescue Specialist-Roadway Extrication. Successful completion of required courses for Rescue Specialist-Roadway Extrication is prerequisite.

f) Facility certification and delivery system. Educational institutions and fire departments desiring to offer the Rescue Specialist-Roadway Extrication program will be required to:

1) File Course Approval forms. (See Section 140.15)

2) Use a facility which has a classroom and the equipment needed to complete the Student Performance Objectives. The equipment is listed in the Office Instructor Reference Manual for Rescue Specialist-Roadway Extrication.

State Certification Written Examination.

To be certified as a Rescue Specialist-Roadway Extrication, candidates must supply proof of passage (class completion roster or transcript) of locally administered written and practical exams and must pass the State written examination. (See Section 140.8)

State Certification Practical Skill Examination.

1) The State practical skill examination consists of a series of evolutions contained in a document published by the Division of Personnel Standards and Education, entitled Practical Skill Examination for Rescue Specialist-Roadway Extrication. The

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Certified instructor should contact the Office for this practical examination.

- 2) After the practical examination is completed and scored by the Certified instructor, a copy of the practical examination key must be sent to the Office for inclusion in the student's file. Certificates will not be released by the Office until practical scores are received.

#### 1) Equivalent Courses.

- 1) See Section 140.70(c) for requirements.
- 2) An equivalent course must meet the performance objectives listed in Office Instructor Reference Manual.
- 3) When a course or courses are evaluated as equivalent, the individual will be allowed to take the State written and practical exam one time.
- Failure on either the written or practical exams will invalidate the equivalency evaluation and require the individual to successfully complete the Extrication Specialist program prior to taking the State written and practical exam a second time.
- 4) Equivalent courses are not eligible for reimbursement.
- 1) An individual with an Emergency Rescue Technician Certificate issued by the Illinois Department of Transportation shall be allowed to take the State Written and Practical Examination one time without taking the course, if the individual:

- 1) Meets the requirement of fire protection personnel. (See Section 140.50(a))
- 2) Is certified at the Firefighter II level, or above.
- 3) Completes a refresher course on the subject areas that were not covered in the earlier course.
- 4) The individual must take the entire course if either of the exams is not passed on the first attempt.

No reimbursement funding is available for the refresher course or examination.

(Source: Added at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

### Section 140.250 Hazardous Materials Specialist (Repealed)

- a) Hazardous Materials Specialist is designed for the response team members in order to give those persons a much broader understanding of Hazardous Chemicals and the hazards associated with them.
- b) Specialists shall be trained to meet requirements of the United States Department of Labor, Occupational Safety and Health Administration (OSHA) 29-CFR-1910-120 (1990) or the United States Environmental Protection Agency (EPA) 40-CFR-311 (1990) which ever is appropriate for their jurisdiction. This program is designed to meet the requirements of 29-CFR-1910-120.
- c) Professional qualifications for Specialists are identified in NFPA-472 (1999) Standard for Professional Competence of Responders to Hazardous

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Materials incidents Chapter 47 hereby incorporated by reference and containing no later standard or reference.

- 1) Prerequisites Hazardous Materials Specialist is granted to those persons who have met the following qualifications:

A) Certification as a Hazardous Materials Technician.

B) Successful completion of Hazardous Materials Specialist course.

- 2) Funding: A maximum of 54 hours is available for reimbursement. The Office will fund this level of training only one time. The candidate must be certified as Hazardous Materials Technician prior to taking this course to claim for reimbursement funding.

#### 3) Instructor Requirements

Certified Fire Service Instructor II and Certified Hazardous Materials Specialist.

- d) Facility Certification and delivery systems Local Fire Department, Fire Service Institute and Community Colleges desiring to offer the Hazardous Materials Specialist program will be required to:

1) File Course Approval forms (See Section 140.15)

2) Use an unexpired training facility (Section 140.12)

- 3) Maintain records and established procedures (See Section 140.12)
- e) Course description: Hazardous Materials Specialist provides a broad understanding of hazardous chemicals and the hazards associated with them. The course objectives are identified in NFPA-472 Standard for Professional Competence of Responders to Hazardous Materials incidents (1999) Chapter 3, hereby incorporated by reference and including no later editions or amendments.

- f) State Certification: Written Examination: To be Certified as a Hazardous Materials Specialist, candidates must take and pass the State written examination. See Section 140.8. The prerequisite for taking the state examination is certification as a Hazardous Materials Technician.

(Source: Repealed at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

### Section 140.305 Prerequisites for Participation for Reimbursement Funding

- a) Local governmental agencies electing to participate for reimbursement funding under paragraphs 539 and 540 of the Act shall so provide by local ordinance. A sample ordinance may be obtained from the Office. To apply for reimbursement funding the local governmental agency must also agree to abide by all rules and regulations for the training of firefighter.

- b) Individuals who are employed by local governmental agencies as firefighters meeting the requirements in the Act which have elected to participate for reimbursement funding, and where the individual and the local government agency have abided by all the rules and regulations as promulgated by the Office, may submit claims for



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reimbursement funding for expenses incurred by them during the training period. Reimbursement for individuals is limited to tuition, travel expenses and room and board. Reimbursable expenses are subject to the requirements and limitations covered in this Part and Travel Regulations as promulgated by the Governor's Travel Control Board (80 Ill. Adm. Code 2800).

- c) Payments to individuals, units of local government, and governmental agencies are limited to reimbursement.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 140.390 Advisory Committees**

- a) The purpose of this rule is to establish standing committees and to provide for the establishment of ad hoc committees from time to time to advise the Office on training programs.

- 1) Ad hoc committees shall be made up of members of each of the organizations which have ex-officio members on the Illinois Fire Advisory Commission<sup>7</sup> (as provided in Ill. Rev. Stat. 1989 1991, ch. 127 1/2, par. 3 [20 ILCS 2905/3]) and the Illinois Community College Board.

A) Each organization shall have at least one member.

- B) The chairman, President or head of each of the identified organizations listed under subsection (1) shall be contacted as to whom he or she desires to have serve on any given committee. In the case of the Illinois Fire Service Institute it will be the Director who will be solicited for persons to serve.

- i) Because each committee will deal with specific areas of expertise, the solicitation will be based on specific qualifications. Committee members shall also be solicited from various geographical areas of the state consistent with geographical distribution of expertise to insure input reflecting a general consensus of the total fire service.

- ii) In considering member appointments to committees, the Division will not rely on an individual's rank in a given department, but will concentrate on that individual's area of responsibility and his or her level of certification.

- C) Committees shall not exceed 25 members, excluding employees of the State of Illinois.

- D) Committees shall be established by the Deputy State Fire Marshal of the Division of Personnel Standards & Education when a problem or issue arises in an area of firefighter training not covered by a standing committee, or when creation of a new program is under consideration. Each committee shall be designated a specific duty and area of

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- responsibility<sup>7</sup>.  
2) The following standing committees are hereby created with the following duties:

- A) Fire Officers Committee - review applications and programs for Fire Officer certification;  
B) Technical Review Committee - review curriculum and proposals for new programs and evaluate existing ones;  
C) Hazardous Materials Committee - develop and evaluate Hazardous Materials training program;  
D) Item Review Committee - develop and evaluate exams for all levels of firefighter (#7 II and III);  
E) Instructors Committee - establish criteria and curriculum for all levels of Instructors;  
F) Fire Prevention and Investigation Committee - develop curriculum for these areas of certification;  
G) Airport Firefighter Committee - develop curriculum for Airport Firefighters;  
H) Fire Apparatus Engineer Committee - develop curriculum and study guide for this field;  
I) Rescue Specialist - develop curriculum for Rescue Specialist training program.

- b) Committees shall advise the Deputy State Fire Marshal of Personnel Standards & Education on programs, procedures, courses, and other matters relating to the Illinois Fire Protection Training Act within the duties and areas designated. The committees are advisory only, and advice will be:

- 1) Subject to review and analysis by personnel of the Office prior to decision making.  
2) The committees and their individual members shall not have the authority to bind the Office or make determinations that would confer a benefit or impose a duty upon the Office, the State of Illinois, any employee thereof, nor upon any other person or governmental body.  
3) Committees shall meet only at the direction of Deputy State Fire Marshal, Personnel Standards & Education.  
c) Committee members shall be deemed independent contractors and shall not be paid for their services, but shall be reimbursed for their travel in the amount allowed by the Governor's Travel Control Board, 80 Ill. Adm. Code 2800.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 140.400 Invalidation of a Student's State Examination Score**

- a) When the examination proctor observes an individual looking at unauthorized notes or reference materials, obviously looking directly at another person's answer sheet or talking during the examination, the proctor shall immediately confiscate and invalidate the



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individual's examination.

- 1) The proctor shall also confiscate any unauthorized notes or reference materials.
- 2) The proctor shall submit a written explanation of the facts involved in the invalidation of the student's examination with any confiscated materials to the Head of the Division of Personnel Standards and Education.
- b) Confiscated materials will be retained by the Office.
- c) When the Office determines that evidence involved in the invalidation of an individual's state examination is accurate, then:
  - 1) the individual will not be permitted to take another state examination for 120 days.
  - 2) the Office shall inform the individual's Chief of the invalidation.
- d) Any individual whose examination paper is confiscated under Section 140.400(a), above, may request a hearing within 20 days of the event. Such hearings will be governed by the Appeal process (see 41 Ill. Adm. Code 140.420). ~~those--parts-of-the-Illinois-Administrative-Procedure Act--applicable-to-contested-cases.~~
- e) In case of the failure to have or maintain records of training before individuals take examinations or claim for reimbursement funding, the individual's exam grades for that subject will be invalidated.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

Section 140.420 Appeal Process

The appeal process for the Division will be in accordance with 41 Ill. Adm. Code 210.

(Source: Added at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

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- 1) Heading of the Part: Long-Term Care Partnership Insurance
- 2) Code Citation: 50 Ill. Adm. Code 2018
- 3) 

<u>Section Number:</u>	<u>Adopted Action:</u>
2018.10	New Section
2018.20	New Section
2018.30	New Section
2018.40	New Section
2018.50	New Section
2018.60	New Section
2018.70	New Section
2018.80	New Section
2018.90	New Section
2018.100	New Section
2018.110	New Section
2018.120	New Section
2018.130	New Section
2018.140	New Section
2018.150	New Section
2018.160	New Section
2018.170	New Section
2018.180	New Section
2018.190	New Section
2018.200	New Section
2018.210	New Section
2018.220	New Section
2018.230	New Section
2018.Exhibit A	New Section
2018.Exhibit B	New Section
- 4) Statutory Authority: Implementing the Partnership for Long-Term Care Act [320 ILCS 35] and authorized by Section 401 of the Illinois Insurance Code [215 ILCS 5/401].
- 5) Effective Date of Adoption: August 9, 1994
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this Part contain incorporations by reference? Yes. These incorporations conform to Section 5-75(a) of the Illinois Administrative Procedure Act.
- 8) Date filed in Agency's Principal Office: August 9, 1994
- 9) Notice of Proposal Published in Illinois Register: March 18, 1994, 18 Ill. Reg. 3919

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- 10) Has JCAR issued a Statement of Objections to this rule? No
- 11) Difference(s) between proposal and final version: See attached for insert.
- 12) Have all changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes
- 13) Will this Part replace an emergency rule currently in effect? No
- 14) Are there any amendments pending on this Part? No
- 15) Summary and Purpose of rulemaking: The purpose of this Part is to implement the Partnership for Long-Term Care Act, to promote the public interest and to promote available long-term care partnership insurance coverage, while instituting increased standards to minimizing unfair and deceptive sales or enrollment practices. In addition, this Part will facilitate public awareness, understanding and comparison of long-term care partnership insurance coverages.
- 16) Information and questions regarding this adopted Part shall be directed to:
- Charles J. Budinger  
Department of Insurance  
320 West Washington  
Springfield, Illinois 62767
- The full text of the Adopted Part begins on the next page.

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TITLE 50: INSURANCE  
CHAPTER 1: DEPARTMENT OF INSURANCE  
SUBCHAPTER 2: ACCIDENT AND HEALTH INSURANCE

## PART 2018

## LONG-TERM CARE PARTNERSHIP INSURANCE

Section	Purpose
2018.10	Applicability and Scope
2018.20	Definitions
2018.30	Policy Definitions
2018.40	Policy Practices and Provisions
2018.50	Unintentional Lapse
2018.60	Required Disclosure Provisions
2018.70	Standards for Marketing
2018.80	Minimum Benefit Standards for Qualifying Policies and Certificates
2018.90	Right to Appeal
2018.100	Required Policy and Certificate Provisions
2018.110	Reporting Requirements
2018.120	Maintaining Auditing Information
2018.130	Reporting on Asset Protection
2018.140	Preparing a Service Summary
2018.150	Plan of Action
2018.160	Auditing and Correcting Deficiencies in Insurer Recordkeeping
2018.170	Loss Ratio
2018.180	Appropriateness of Recommended Purchase
2018.190	Prohibition Against Pre-Existing Conditions and Probationary Periods
2018.200	in Replacement Policies or Certificates
2018.210	Standard Format Outline of Coverage Requirements
2018.220	Requirement to Deliver Shopper's Guide
2018.230	Penalties
EXHIBIT A	Class of Insurance - Accident/Health
EXHIBIT B	Standard Format - Outline of Coverage

AUTHORITY: Implementing the Partnership for Long-Term Care Act [320 ILCS 35] and authorized by Section 401 of the Illinois Insurance Code [215 ILCS 5/401].

SOURCE: Adopted at 18 Ill. Reg 12746, effective AUG 09 1994.

## Section 2018.10 Purpose

The purpose of this Part is to implement the Partnership for Long-Term Care Act, to promote the public interest, to promote the availability of long-term care partnership insurance coverage, to protect applicants of long-term care partnership insurance policies from unfair or deceptive sales or enrollment practices, and to facilitate public understanding and comparison of long-term

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care partnership insurance coverages.

### Section 2018.20 Applicability and Scope

Except as otherwise specifically provided, this Part applies to all long-term care partnership policies delivered or issued for delivery in this State by any insurer on or after the effective date of this Part.

### Section 2018.30 Definitions

Accelerated Life Product means a life insurance policy or contract which contains benefits providing for the acceleration of life or endowment or annuity benefits in advance of the time they would otherwise be payable as an indemnity for long-term care which is certified or ordered by a physician.

Applicant means, in the case of an individual long-term care partnership policy, the person who seeks to contract for benefits; in the case of a group long-term care insurance policy, the proposed certificateholder.

Asset Disregard, when determining eligibility for the Medicaid program, means the total equity value of personal property, assets, and resources not exempt under Medicaid regulations equal to the sum of qualifying insurance benefit payments made on behalf of the qualified insured for Medicaid eligible long-term care services.

Asset Protection means the right extended to persons purchasing long-term care partnership policies to retain amounts of assets equal to the sum of qualifying insurance payments made on their behalf in determining eligibility for the Medicaid program. This protection is extended to the insured during his/her lifetime.

Average Daily Private Pay Rate means the statewide average daily rate charged by nursing facilities for persons not qualifying for federal or State reimbursement, established annually by the Illinois Department of Public Health on a calendar year basis.

Case Management means the assessment of need for services, the development and/or revision of a plan of care to meet these needs, implementation and management of the plan of care, and monitoring of services delivered pursuant to the plan of care.

Case Management Agency means an agency or other entity designated and approved by the Department on Aging or the Department of Rehabilitation Services (89 Ill. Adm. Code 240.260 and 716.200), and which meets criteria established by the insurer. If two or more approved agencies offer case management services in the insured's area of residence, the insured may select any case management agency.

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Certificate means any certificate issued under a group long-term care partnership policy, which policy has been delivered or issued for delivery in this State.

Cognitive Impairment means confusion or disorientation resulting from a deterioration, limitation and/or loss of functional capacity that is not related to or a result of mental illness but which can result from Alzheimer's disease or related disorders. This impairment is established through use of the determination of need (DON). (Refer to 89 Ill. Adm. Code 240.715 and 685.500.)

Department on Aging (hereafter DOA) means the Illinois Department on Aging.

Department of Insurance (hereafter DOI) means the Illinois Department of Insurance.

Department of Public Aid (hereafter DPA) means the Illinois Department of Public Aid.

Department of Public Health (hereafter DPH) means the Illinois Department of Public Health.

Department of Rehabilitation Services (hereafter DORS) means the Illinois Department of Rehabilitation Services.

Director means the Director of DOI.

Eligible Population means persons over the age of 18 years eligible to purchase long-term care partnership policies. Individual insurance carriers may direct policies to all, or a selected subset, of this population.

Estate Recovery means that the State of Illinois will have the right to recover from the insured's estate the equivalent dollar amount of Medicaid costs incurred by the State on the insured's behalf after the long-term care partnership policy benefits were exhausted.

Group Long-term Care Partnership Policy means a long-term care partnership policy which is delivered or issued for delivery in this State to one of the following:

One or more employers or labor organizations, or a trust or the trustee(s) of a fund established by one or more employers or labor organizations, or a combination thereof, for employees or former employees or a combination thereof, or for members or former members, or a combination thereof, of the labor organizations;

Any professional, trade or occupational association for its members or former or retired members, or combination thereof, if



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such association:

is composed of individuals all of whom are or were actively engaged in the same profession, trade or occupation; and has been maintained in good faith for purposes other than obtaining insurance; or

An association or a trust or the trustee(s) of a fund established, created or maintained for the benefit of members of one or more associations. Prior to advertising, marketing or offering such policy within this State, the association or associations shall file evidence with the Director that the association or associations have at the outset a minimum of 100 members and have been organized and maintained in good faith for purposes other than that of obtaining insurance; have been in active existence for at least one year; and have a constitution and by-laws which provide that:

the association or associations hold regular meetings not less than annually to further the purposes of the members; and except for credit unions, the association(s) collect dues or solicit contributions from members; and the members have voting privileges and representation on the governing board and committees.

Thirty days from receipt by the DOI of such filing, the association or associations will be deemed to satisfy such organizational requirements, unless the Director makes a finding that the association(s) does not satisfy organizational requirements of this Section.

A group, other than those described above, shall otherwise be subject to a finding by the Director that:

The issuance of the group policy is not contrary to the best interest of the public;

The issuance of the group policy would result in economies of acquisition or administration; and

The benefits are reasonable in relation to the premiums charged; The standards to be used by the Director for determining whether a group is eligible shall include, but not be limited to: the policy shall not contain broad or misleading exclusions; premiums for group policies are less than premiums for individual policies; and the loss ratio complies with Illinois requirements.

Insured Event, for the purposes of determining eligibility for benefits under a qualified policy or certificate and for determining whether these benefits result in an asset disregard for a qualified insured, means the insured shall score fifteen or more points on Part A of the Determination of Need (DON), at least ten of which may be earned on the Mini-Mental State Exam (MMSE). (Refer to 89 Ill. Adm. Code 240.715 and 685.500.)

Insurer means an insurance company, fraternal benefit society, nonprofit health organization, hospital, or medical service organization, prepaid health plan, health maintenance organization or any similar organization which has delivered or issued for delivery in this State a long-term care partnership policy or certificate.

Long-Term Care Partnership Insurance Policy means any long-term care insurance policy approved as a partnership policy by the Director and issued for delivery to any resident of this State which is designed to provide, within the terms and conditions of the policy, contract or certificate, benefits on an expense-incurred or prepaid basis for necessary care as a result of limited functional capacity in a setting other than an acute care hospital, for at least one year from the date of issue after a contracted elimination period.

Medicaid Eligible Long-Term Care Services include the following:

Long-term care services available under Illinois' State Medicaid plan;

Long-term care services covered under the Medicaid home and community based services waivers for the aged and the disabled and persons with HIV/AIDS; and

Other alternate services deemed by DPA as essential to prevent institutionalization and offered by licensed or approved providers.

Medicaid Waiver means the home and community-based service waivers for the aged and disabled approved by the United States Department of Health and Human Services Health Care Financing Administration under the provisions of Section 1915(c) of the Social Security Act, which allows Illinois to provide certain community and in-home services not covered in the State Medicaid plan that are instrumental in the avoidance or delay of institutionalization. These services include:

Personal Assistant (PA);

Adult Day Care;

Homemaker;

Maintenance Home Health;

Electronic Home Response Services (EHRS);

Assistive Equipment;

Remodeling;

Respite; and

Other home and community based services designed to prevent institutionalization.

Minimum Daily Benefit means the minimum purchase to be offered must be in an amount equivalent to 75% of the average daily private pay rate at the time the policy or certificate is issued. A second option of 100% of the average daily private pay rate at the time the policy or certificate is issued shall also be offered.

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Policyholder or Certificateholder means a policyholder or certificateholder of a long-term care partnership policy or certificate.

Pre-admission Screening means the program that requires each person seeking admission to a nursing facility be screened and approved for admission by DoA or DORS or be ineligible for Medicaid reimbursement for a period of 60 days after admission. (Refer to 89 Ill. Adm. Code 240.1010 and 690.100.)

Producer means an insurance producer licensed by DOI who solicits, negotiates, effects, procures, renews, continues or binds policies of insurance covering property or risks in this State.

#### Section 2018.40 Policy Definitions

No insurance policy or certificate may be advertised, solicited, delivered or issued for delivery in this State as a long-term care partnership policy unless the policy or certificate contains definitions or terms which are not more restrictive than the requirements of this Section.

"Acute Condition" shall be defined as a condition that causes the individual to be medically unstable. Such individual requires frequent monitoring by medical professionals, such as physicians and registered nurses, in order to maintain his or her health status.

"Adult Day Care" shall be defined as the direct care and supervision of individuals in a community-based setting for the purpose of providing personal attention and promoting social, physical and emotional well-being in a structured setting. Specific components of adult day care service include the following:

Providing and/or arranging of transportation;  
Development of a written individualized adult day care Plan of Care; provision of nursing services (e.g., evaluation of the client's needs, routine health monitoring and supervision/administration of medication(s));  
Assistance as needed with activities of daily living (e.g., walking, eating, toileting and personal care);  
A daily meal meeting one-third of the adult recommended daily dietary allowance with provision for a special diet as directed by the client's physician and supplementary snacks; and  
An activity program which includes reality orientation (awareness of time, space, objects and persons), resocialization and stimulation (encourage interaction with others) and supportive counseling (active listening, attention to a client's specific needs and guidance to promote interaction with others).

"Assistive Equipment" shall be defined as tangible personal property

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with a useful life of at least one year, expressly designed and used for increasing independent functioning in specific tasks or activities of independent living in the home (e.g., bathing, meal preparation) that directly results in a demonstrated decrease in need for assistance from another individual in performing those tasks or activities (e.g., purchase of bath rails could decrease need for assistance with bathing, or purchase of a microwave could reduce the need for an individual to cook for the client).

"Authorized designee" shall be defined as any person designated in writing to the insurance company by the policyholder or certificateholder for purposes of notification under Section 2018.60 of this Part.

"Electronic Home Response Services" (EHRS) shall be defined as services designed to provide a 24 hour per day emergency communication link to assistance outside the home for individuals so severely disabled that they are incapable of using conventional or modified communication devices such as the telephone, and who have no other persons available in the home should an emergency arise. EHRS provides a mode by which persons with disabilities who are left alone may signal an electronic home response center for help. An electronic home response center is part of a network of emergency responders.

"Elimination Amount" shall be defined as benefits that begin after the insured has accrued qualified long-term care partnership coverage expenses equal to 30, 60, or 90 days of policy benefits.

"Home Health Services" shall be defined as services that may be purchased for individuals at home or other non-institutional residences according to a plan of treatment for illness or infirmity prescribed or recommended by a physician or other health care professional. Home health services include three basic subcategories of care:

nursing care including that provided by registered and licensed practical nurses who provide direct acute health care and who also supervise the services of home health aides;  
therapy including the services of physical, occupational, and speech therapists; and  
home health aide care which includes a wide range of personal convalescent and maintenance health care tasks performed by home health aides under the supervision of nurses.

"Homemaker" service shall be defined as non-medical support provided by trained and professionally supervised homemakers to maintain, strengthen and safeguard the functioning of individuals in their own homes in accordance with Section 2018.40 of this Part, the authorized

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plan of care. Specific components of homemaker service include the following:

Teaching and/or performing of meal planning and preparation; routine housekeeping skills/tasks (e.g., making and changing beds, dusting, washing dishes, vacuuming, cleaning and waxing floors, keeping the kitchen and bathroom clean and laundering the client's linens and clothing); shopping skills/tasks; and home maintenance and repairs;

Performing and/or assisting with essential shopping and/or errands may include handling the client's money (proper accounting to the client of money handled and provision of receipts are required) as required by the plan of care.

Assisting with self-administered medication which shall be limited to:

reminding the client to take his/her medications;

reading instructions for utilization;

uncapping medication containers; and

providing the proper liquid and utensil with which to take medications;

Assisting with following a written special diet plan and reinforcement of diet maintenance (can only be provided under the direction of a physician and as required by the plan of care);

Observing client's functioning and reporting to the appropriate supervisory personnel;

Performing and/or assisting with personal care tasks (e.g., shaving, hair shampooing and combing, bathing and sponge bath, shower bath or tub bath, dressing, brushing and cleaning teeth or dentures and preparation of appropriate supplies, transferring client, and assisting client with range of motion);

Escorting the client to medical facilities, errands, shopping and individual business as specified in the plan of care; and

Transporting to medical facilities, for essential errands/shopping or for essential client business with or in behalf of the client, as specified in the Plan of Care.

"Maintenance Home Health" shall be defined as medically-related services provided in the home in accordance with an ongoing plan of treatment prescribed by a physician. Maintenance Home Health will be provided for long-term, maintenance health care or when shift nursing is necessary. Specific components of maintenance home health are the following:

Nursing services;

Physical, respiratory, or speech therapy;

The medical/health care services provided by a home health aide.

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"Medicare" shall be defined as a program authorized by "The Health Insurance for the Aged Act, Title XVIII of the Social Security Amendments of 1965", as then constituted or later amended (42 USCA 1395 et seq.), including the "Medicare Catastrophic Coverage Act of 1988."

"Plan of Care" shall be defined as the specific type and frequency of all services required to maintain the individual in the community, the service providers, and the cost of services. The Plan of Care shall be specified in writing by a State designated case management agency.

"Personal Care" shall be defined as the provision of hands-on services to assist an individual with activities of daily living, such as bathing, eating, dressing, transferring and toileting.

"Personal Assistant (PA) Services" shall be defined as those services performed under the supervision of the client or other person who has agreed to provide such supervision. The PA may:

perform, or assist the client with household tasks and personal care;

perform incidental health care tasks which do not require independent judgement, with permission of the client's physician, client or family; and/or

perform minimal tasks, such as turning a client in bed during the night or getting the client a glass of water, but primarily involves being available to provide assistance in case of a life or health threatening emergency, such as evacuation in case of fire, moving the client to a safe location in case of tornado, or calling an ambulance if required by a medical emergency.

"Remodeling" shall be defined as modification of a home environment to enable insureds to be less dependent on direct assistance from others, to help compensate for their loss of agility, strength, mobility, or sensation, and to increase their safety or mobility in the home.

"Respite Service" shall be defined as temporary care for insureds with disabilities aimed at relieving stress for clients' families. Respite Service shall be provided for vacation, rest, errands, family crisis or emergency. Respite Service includes Personal Assistant (PA), Homemaker, and Maintenance Home Health (individual or agency) services, described in this Section. Respite Service includes a single type of care or a combination of services (e.g., Personal Assistant or Personal Assistant and Homemaker, Maintenance Home Health and Personal Assistant) based on the client's need.



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"Service Summary" shall be defined as a written summary prepared by an insurer for an individual policyholder which identifies the specific precertified policy, the total benefits paid for services rendered to date and the amount qualifying for asset protection.

## Section 2018.50 Policy Practices and Provisions

- a) Limitations and Exclusions. No policy may be delivered or issued for delivery in this State as a long-term care partnership insurance policy if the policy limits or excludes coverage by type of illness, treatment, medical condition or accident, except as follows:

- 1) Preexisting conditions or diseases;
- 2) Mental or nervous disorders, other than Alzheimer's Disease or related disorders;
- 3) Alcoholism and drug addiction;
- 4) Illness, treatment or medical condition arising out of:
  - A) war or act of war (whether declared or undeclared);
  - B) conviction of a felony, riot or insurrection;
  - C) service in the armed forces or units auxiliary thereto;
  - D) suicide (sane or insane), attempted suicide or intentionally self-inflicted injury; or
  - E) aviation (this exclusion applies only to nonfare paying passengers).

- 5) Treatment provided in a government facility (unless otherwise required by law), services for which benefits are available under Medicare or other governmental program (except Medicaid), any state or federal workers' compensation, employer's liability or occupational disease law, or any motor vehicle no-fault law, services provided by the spouse of a covered person and services for which no charge is normally made in the absence of insurance.

- b) Case Management. Assessment of need and the development/revision of the Plan of Care shall be provided without a reduction of policy benefits. Case management agencies shall be reimbursed by the State for the administration of the Determination of Need. The insurer shall reimburse the agencies for the development of the Plan of Care and any additional required policy-specific activities related to the determination of eligibility for benefits, as well as any subsequent revisions, as a result of changes in need. If the insured elects to have the case management agency perform service monitoring and Plan of Care implementation and management, the costs of these services shall be part of the policy benefit, reimbursed as a claim, and count towards asset disregard.

- c) Extension of Benefits. Termination of long-term care partnership insurance shall be without prejudice to any benefits payable for long-term care partnership services if such services began while the long-term care partnership policy was in force and continues without interruption after termination. Such extension of benefits beyond

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the period the long-term care partnership policy was in force may be limited to payment of the maximum benefits and may be subject to any policy waiting period and all other applicable provisions of the policy.

- d) Continuation or Conversion.

- 1) Group long-term care partnership policies issued in this State shall provide covered individuals with a basis for continuation or conversion of coverage.

A) A basis for continuation of coverage means a policy provision which maintains coverage under the existing group policy when such coverage would otherwise terminate and which is subject only to the continued timely payment of premium when due;

- B) A basis for conversion of coverage means a policy provision that an individual whose coverage under the group policy would otherwise terminate or has been terminated for any reason, including discontinuance of the group policy in its entirety or with respect to an insured class, and who has been continuously insured under the group policy (and any group policy which it replaced), for at least 6 months immediately prior to termination, shall be entitled to the issuance of a converted policy by the insurer under whose group policy the individual is covered, without evidence of insurability.

- 2) Converted policy means an individual long-term care partnership policy providing benefits identical to or substantially equivalent to or in excess of those provided under the group policy from which conversion is made.

- 3) Written application for the converted policy shall be made and the first premium due, if any, shall be paid as directed by the insurer not later than 31 days after termination of coverage under the group policy. The converted policy shall be issued effective on the day following the termination of coverage under the group policy and shall be guaranteed renewable.

- 4) Unless the group policy from which conversion is made replaced previous group coverage, the premium for the converted policy shall be calculated on the basis of the insured's age at inception of coverage under the group policy from which conversion is made. Where the group policy from which conversion is made replaced previous group coverage, the premium for the converted policy shall be calculated on the basis of the insured's age at inception of coverage under the group policy replaced.

- 5) Continuation of coverage or issuance of a converted policy shall be mandatory, except where:

- A) Termination of group coverage resulted from an individual's failure to make any required payment of premium or contribution when due; or
- B) The terminating coverage is replaced not later than

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thirty-one days after termination, by group coverage effective on the day following the termination of coverage:

- i) Providing benefits identical to or benefits equivalent in design and actuarially equivalent in value in excess of those provided by the terminating coverage; and
  - ii) The premium for which is calculated in a manner consistent with the requirements of subsection (d)(4) of this Section.
- 6) Notwithstanding any other provision of this subsection, any insured individual whose eligibility for group long-term care partnership coverage is based upon his or her relationship to another person shall be entitled to continuation of coverage under the group policy upon termination of the qualifying relationship by death or dissolution of marriage.

e) Discontinuance and Replacement.

If a group long-term care partnership policy is replaced by another group long-term care partnership policy issued to the same policyholder, the succeeding insurer shall offer coverage to all persons covered under the previous group policy on its date of termination. Coverage provided or offered to individuals by the insurer and premiums charged to persons under the new group policy:

- 1) Shall not result in any exclusion for preexisting conditions that would have been covered under the group policy being replaced; and
- 2) Shall not vary or otherwise depend on the individual's health or disability status, claim experience or use of long-term care services.

f) The premiums charged to an insured for long-term care insurance shall not increase due to either:

- 1) The increasing age of the insured; or
  - 2) The duration the insured has been covered under the policy.
- g) No long-term care partnership policy shall:
- 1) Be cancelled, nonrenewed or otherwise terminated on grounds of the age or deterioration of the mental or physical health of the insured individual or certificateholder; or
  - 2) Contain a provision establishing a new waiting period in the event existing coverage is converted to, or replaced by, a new or other form within the same company, except with respect to an increase in benefits voluntarily selected by the insured individual or group certificateholder.

### Section 2018.60 Unintentional Lapse

Each insurer offering long-term care partnership insurance shall, as a protection against unintentional lapse, comply with the following:

- a) Notice before lapse or termination.
  - 1) No individual long-term care partnership policy or certificate shall be issued until the insurer has received from the

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applicant a written designation of at least one person, in addition to the applicant, who is to receive notice of lapse or termination of the policy or certificate for nonpayment of premium, or a written waiver dated and signed by the applicant electing not to designate additional persons to receive notice. The applicant has the right to designate at least one person who is to receive the notice of termination, in addition to the insured. Designation shall not constitute acceptance of any liability on the third party for services provided to the insured. The form used for the written designation shall provide space designated for listing at least one person. The designation shall include each person's full name and home address. In the case of an applicant who elects not to designate an additional person, the waiver shall state: "Protection against unintended lapse. I understand that I have the right to designate at least one person other than myself to receive notice of lapse or termination of this long-term care insurance policy for nonpayment of premium. I understand that notice will not be given until 30 days after a premium is due and unpaid. I elect NOT to designate any person to receive such notice." The insurer shall also notify the insured of the right to designate or change the designee, no less often than once every 2 years.

- 2) When the policyholder or certificateholder pays the premium for a long-term care partnership policy or certificate through a payroll or pension deduction plan, the requirements contained in subsection (a)(1) of this Section need not be met until sixty (60) days after the policyholder or certificateholder is no longer on such a payment plan. The application or enrollment form for such policies or certificates shall indicate the payment plan selected by the applicant.

- 3) Lapse or termination for nonpayment of premium. No individual long-term care partnership policy or certificate shall lapse or be terminated for nonpayment of premium unless the insurer, at least thirty (30) days before the effective date of the lapse or termination, has given notice to the insured and to those persons designated pursuant to subsection (a)(1) of this Section, at the address provided by the insured for purposes of receiving notice of lapse or termination. Notice shall be given by first class United States mail, postage prepaid, and notice shall not be given until thirty (30) days after a premium is due and unpaid. Notice shall be deemed to have been given as of five (5) days after the date of mailing.

- b) In addition to the requirements of subsection (a) above, a long-term care partnership policy or certificate shall include a provision which provides for reinstatement of coverage, in the event of lapse, if the insurer is provided proof of cognitive impairment as defined in Section 2018.30(m) of this Part and as determined by a physician. This option shall be available to the insured for no less than (5)



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months after termination and shall allow for the collection of past due premium.

**Section 2018.70 Required Disclosure Provisions**

- a) Renewability. Individual long-term care partnership policies shall contain a renewability provision. Such provision shall be captioned as a Renewal, shall appear on the first page of the policy, and shall clearly state the duration, where limited, of renewability and the duration of the term of coverage for which the policy is issued and of which it may be renewed.
- b) Riders and Endorsements. Except for riders or endorsements by which the insurer effectuates a request made in writing by the insured under an individual long-term care partnership policy, all riders or endorsements added to an individual long-term care insurance policy after issuance or at reinstatement or renewal which reduce or eliminate benefits or coverage in the policy shall require signed acceptance by the individual insured. After issuance, any rider or endorsement which increases benefits or coverage with a concomitant increase in premium during the policy term shall be agreed to in writing and signed by the insured, with the exception of when the increased benefits or coverage are required by law. Where a separate additional premium is charged for benefits provided in connection with riders or endorsements, such premium charge shall be set forth in the policy, rider or endorsement.
- c) Pre-existing Conditions. If a long-term care partnership policy or certificate contains any limitations with respect to pre-existing conditions, such limitations shall appear as a separate paragraph of the policy or certificate and shall be labeled "Pre-existing Condition Limitations." Limitations to pre-existing conditions shall be in accordance with Section 351A-5 of the Illinois Insurance Code (Ill. Rev. Stat. 1991, ch. 73, par. 963A-5) (215 ILCS 5/351A-5).
- d) Disclosure Requirements for Accelerated Life Products.
  - 1) Policy Summary
 

At the time of policy delivery, a policy summary shall be delivered for an individual life insurance policy which provides long-term care partnership benefits within the policy or by rider. In the case of direct response solicitations, the insurer shall deliver the policy summary upon the applicant's request, but regardless of request shall make such delivery no later than at the time of policy delivery. In addition to complying with all applicable requirements, the summary shall also include:

    - A) an explanation of how the long-term care partnership benefit interacts with other components of the policy, including deductions from death benefits;
    - B) an illustration of the amount of benefits, the length of benefit, and the guaranteed lifetime benefits, if any, for each covered person;

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- C) any exclusions, reductions and limitations on long-term care partnership benefits; and
- D) if applicable to the policy type, the summary shall also include:
  - i) disclosure of the effects of exercising other rights under the policy;
  - ii) disclosure of guarantees related to long-term care partnership benefit costs of insurance charges; and
  - iii) current and projected maximum lifetime benefits.
- 2) Benefit Reports
 

Any time a long-term care partnership benefit funded through a life insurance vehicle by the acceleration of the death benefit is in benefit payment status, a monthly report shall be provided to the policyholder. Such report shall include:

  - A) any long-term care partnership benefits paid during the month;
  - B) an explanation of any changes in the policy, including changes in death benefits or cash values, due to long-term care partnership benefits being paid out; and
  - C) the amount of long-term care partnership benefits existing or remaining.
- 3) Outline of Coverage
 

The Outline of Coverage should include an example filled out in John Doe form which illustrates how the long-term care partnership policy benefits are calculated. Refer to Section 2012.110 and Exhibit C for format and content requirements.

  - e) An applicant and/or policyholder shall be given a copy of an explanation of the Right to Appeal found in Section 2018.100 of this Part, during the initial visit with an insurance producer, or upon request.

**Section 2018.80 Standards for Marketing**

No long-term care partnership policy or certificate shall be advertised, solicited, or issued for delivery in this State as a long-term care partnership policy or certificate unless it has been approved by the Director. Each insurer seeking approval of a long-term care partnership policy or certificate shall:

- a) Provide the DOI with a written summary of the methods the insurer will use to alert the consumer, prior to presentation of an application for long-term care partnership insurance, of the availability of consumer information and public education provided by the Senior Health Insurance Program (SHIP) of the DOI.
- b) Utilize applications to be signed by the applicant which indicate that the applicant:
  - 1) Received a complete description of the Illinois long-term care partnership program entitled "What You Should Know About The Long-Term Care Partnership" available from any of the participating agencies, which includes an explanation of asset



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protection and how it is achieved. In addition to these, an address and a toll free consumer information telephone number for SHIP shall be provided, as 1-800-548-9034, located at Department of Insurance, 320 W. Washington, 4th Floor, Springfield, Illinois 62767.

2) Received a description of the insurer's long-term care partnership policy or certificate benefit option.

3) Agrees to the release of information by the insurer to the State as may be needed to evaluate the Illinois long-term care partnership program, and document a claim for Medicaid asset protection in the following format:

"CONSENT AND AUTHORIZATION  
TO RELEASE INFORMATION

I hereby agree to the release of all records and information pertaining to this long-term care partnership policy or certificate by the [insert issuer name] to the State of Illinois for the purpose of documenting a claim for Asset Protection under the State Medicaid program, for evaluating the Illinois Long-Term Care Partnership Program, and for meeting Medicaid or Department of Insurance audit requirements.

I understand that the information contained in these records will be used for no purpose other than those stated above, and will be kept strictly confidential by the State of Illinois.

(Signature of Applicant(s)."

4) Received a description regarding mandatory inflation protection that shall be in the following format:

"NOTICE TO APPLICANT REGARDING  
MANDATORY INFLATION PROTECTION

All Long-Term Care Partnership policies provide for automatic increases in daily coverage benefits of at least 5% per year compounded. Companies may offer greater inflation protection. Depending on the option you choose to automatically inflate daily coverage benefits, premiums may rise over the life of the policy [certificate]. [Insert insurer name] will provide you with a graphic comparison showing the differences between a policy inflating at 5% and a policy inflating at a greater percentage, over at least a twenty (20) year period."

c) Report to the DOI all sales involving replacement of existing policies and certificates by long-term care partnership policies or certificates quarterly to include:

- 1) The name and address of the insured.
- 2) The name of the company whose policy or certificate is being

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replaced.

3) The name of the producer replacing the coverage.

4) A comparison of the coverage issued with that being replaced, including a comparison of premiums and an explanation of how the replacement was beneficial to the insured. The replacing insurer shall not cancel, nonrenew, or rescind a replacement long-term care partnership policy or certificate for any reason other than nonpayment of premium, material misrepresentation, or fraud.

d) Provide producer training as follows:

1) Provide written evidence to the DOI that procedures are in place to assure that no producer will be authorized to market, sell, solicit, or otherwise contact any person for the purpose of marketing a long-term care partnership policy or certificate unless the producer has completed six (6) hours of training on long-term care insurance, in general, and six (6) hours of training on the Illinois long-term care program specifically titled "Long-Term Care Partnership Policy" as prescribed in Exhibit B (50 Ill. Adm. Code 3119). This course cannot be included as part of any other certified continuing education course. Such assurances shall be in the form of a properly completed document, Exhibit D (50 Ill. Adm. Code 3119), signed by the producer and the authorized signature for the Provider of the education attesting to the successful completion of the required training and submitted to the DOI. The course of study content requirements appearing in Exhibit A shall be satisfied. Insurers and producers shall maintain evidence of completion of the hours of training required and shall provide proof of completion upon request.

2) The required training hours shall qualify as part of the continuing education requirements of Section 494.1(c) of the Illinois Insurance Code (215 ILCS 5/494.1(c)) only if the training course has been certified under 50 Ill. Adm. Code 3119.30(a). Each Provider shall submit its request for certification to the Director on a form prescribed by Exhibit B (50 Ill. Adm. Code 3119.30(a)) at least 30 days prior to any course being offered. All educational Providers and training courses qualifying for continuing education credit shall be renewed on an annual basis.

e) Include a statement on the outline of coverage, the policy or certificate application, and the front page of the long-term care partnership policy or certificate in bold type and in a separate box as follows: "This policy [Certificate] is approved under the Illinois Long-term care partnership insurance program."

f) Long-term care insurance policies or certificates sold after July 1, 1994, that are not under the Illinois long-term care partnership program must include a statement on the outline of coverage, the policy or certificate application, and the front page of the policy or certificate in bold type and in a separate box as follows: "This

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policy [certificate] is not approved for medicaid asset protection under the Illinois long-term care partnership program. However, this policy [certificate] is an approved long-term care policy [certificate] under State insurance regulations. For information about policies and certificates approved under the Illinois long-term care partnership program, call the Senior Helpline at the Department on Aging at 1-800-252-8966."

g) Provide that no long-term care partnership policy or certificate shall be sold, transferred, or otherwise ceded to another insurer without first having obtained approval from the Director.

h) Except as provided below, an insurer shall continue to make available for purchase any policy or certificate issued that has been approved by the Director. The following describes the process and result of discontinuing the availability of a policy or certificate:

1) An insurer may discontinue the availability of a policy or certificate if the insurer provides the Director, in writing, its decision at least thirty (30) days prior to discontinuing the availability of the policy or certificate. The following shall be considered a discontinuance of the availability of a policy or certificate:

A) The sale or other transfer of a policy or certificate to another insurer.

B) A change in the rating structure or methodology unless the insurer complies with the following requirements:

The insurer shall provide an actuarial memorandum which contains a complete description of the current rating methodology including all assumptions underlying the current rates, and a complete description of the revised rating methodology including all assumptions underlying the rates proposed under the revised rating methodology, and actuarial justification, i.e., experience studies, general population data, etc., for each of the assumptions that are different than the corresponding assumptions underlying the current rates, and a demonstration of actuarial relationship between the current and proposed rates using the distribution of current insureds, and an identification of the rating cells, i.e., age, sex, etc., which experience the greatest change in rates due to the change in rating methodology, and a demonstration that the rates based on the new rating methodology meet the loss ratio requirements of this Part and any other relevant information. The actuarial memorandum should identify the actuary responsible for establishing the change in rating methodology and be signed by the actuary.

2) An insurer that discontinues the availability of a policy or certificate under subsection (1) above shall not file for approval of a new long-term care partnership policy or certificate for a period of five (5) years after the insurer provides notice to the Director of the discontinuance.

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# Section 2018.90 Minimum Benefit Standards for Qualifying Policies and Certificates

No long-term care partnership policy or certificate shall be advertised, solicited, or issued for delivery in this State as a long-term care partnership policy or certificate which does not meet the minimum benefit standards of this Section, and which has not been approved by the Director. These minimum standards do not preclude the inclusion of other provisions or benefits which are not inconsistent with these standards. These standards are in addition to all other requirements of this Part. In order to participate in the Illinois long-term care partnership program, a policy or certificate shall meet the following:

a) Contain a minimum daily benefit amount as defined in Section 2018.30; b) Provide that benefits be available in dollars, and not in days of care;

c) Include a provision for inflation protection which satisfies the following criteria:

1) Inflation protection benefit increases shall continue without regard to an insured's age, claim status or claim history, or the length of time the person has been insured under the long-term care partnership policy or certificate.

2) The long-term care partnership policy or certificate provides for automatic increases in the per diem dollar level at least five percent (5%) compounded annually over the previous year for each year that the contract is in force and the insurer shall notify the policyholder or certificateholder when the increases are automatically effective.

3) Any premium increases shall be based on the age of the policyholder or certificateholder at the time of issuance of the policy or certificate.

4) The provisions of this subsection and Section 2018.80(b)(4) are not required for life insurance policies or riders containing accelerated life benefits.

d) Provide that the unused maximum benefit amount of the long-term care partnership policy or certificate increase proportionately with the inflation protection requirements of subsection (c) above.

e) Provide the following upon the initial effective date:

1) A daily nursing facility benefit of at least seventy-five percent (75%) of the average daily private pay rate in nursing facilities rounded to the next highest five dollar (\$5) increment.

2) A home and community based benefit of at least fifty percent (50%) of the monthly nursing facility benefit contained in the long-term care partnership policy or certificate. The monthly home and community based benefit shall not exceed the monthly nursing facility benefit.

f) No policy or certificate shall pay benefits in excess of the actual charges.

g) Payment for nursing facility services and home care is the lesser of



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the contracted insurance benefit or the actual charge.

- h) Provide an explanation of Asset Protection as defined in Section 2018.30.
- i) Provide an explanation of Estate Recovery as defined in Section 2018.30.

**Section 2018.100 Right to Appeal**

- a) All appeals shall be reviewed by the DoA and referred to the appropriate participating State agency for processing when necessary.
- b) An individual who applies for or receives coverage under any long-term care partnership policy has the right to appeal the following:
  - 1) Denial of coverage to the DoA and DOI.
  - 2) Denial of benefits to DoA, DOI and DORS.
  - 3) The Plan of Care to DoA and DORS.
- c) An applicant, policyholder or certificateholder shall be given a copy of an explanation of the right to appeal during the initial visit with an insurance producer or upon request.

**Section 2018.110 Required Policy and Certificate Provisions**

All long-term care partnership policies and certificates shall meet the following requirements:

- a) Charge premiums based on the issue age of the applicant at the time of policy or certificate issuance, not the attained age of the insured.
- b) Include a provision that the long-term care policy or certificate shall utilize the insured event criteria, defined in Section 2018.30 of this Part, for determining eligibility for benefits and for determining the amount of asset disregard. Approval for admission to a nursing facility under the Illinois preadmission screening program shall be deemed sufficient, but not necessary to meet this insured event criteria.
- c) Include a provision that the long-term care partnership policy or certificate benefits can be used to purchase nursing facility care or home and community based care. Home and community based care shall include those services listed in Section 2018.30 of this Part.
- d) Include a provision that the insurer will provide to the insured reports of asset protection as defined in Section 2018.140 of this Part, and service summaries as defined in Section 2018.150 of this Part to enable the insured to establish the amount of Asset Disregard.
- e) Include a provision which allows for a thirty (30) day period within which coverage may be cancelled by the insured by delivering or mailing the evidence of coverage to the insurer or the producer through whom it was effected for a full refund of any premium that was paid. The long-term care partnership policy or certificate shall have a notice prominently printed on the first page of the policy or

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certificate, or attached thereto, stating that the policyholder or certificateholder shall have the right to return the policy or certificate to the insurer or its producer for cancellation within thirty (30) days after its delivery and to have the premium refunded if, after examination of the long-term care partnership policy or certificate, the insured person is not satisfied for any reason.

- f) Include a provision which, in the event the policy or certificate is about to lapse or the policy or certificate is about to lose qualification status under Section 2018.30 of this Part, offers the long-term care partnership policyholder or certificateholder the option to reduce coverage to a lower benefit amount. However, this benefit amount offer, plus the amount of benefits used to date, shall not be less than the minimum benefit amount requirement specified in Section 2018.30 of this Part. The insurer need only allow this offer to be exercised one (1) time. Premiums shall be based on the age of the long-term care partnership policyholder or certificateholder at the time of the issuance of the original policy or certificate.
- g) Include a provision that, upon sale of a long-term care partnership policy or certificate, the insurer shall do the following:
  - 1) Offer to collect and maintain the name and address of an individual designated as an authorized designee, by the purchaser, to be notified when a policy or certificate lapse is imminent. The insurer shall obtain a signed statement from purchasers who do not choose to exercise their right to designate an authorized designee. Such statement shall also include that the purchaser(s) have been offered this opportunity and declined. It shall be the insurer's responsibility to notify such designee prior to canceling a long-term care partnership policy or certificate due to lack of premium payment. The designee notification shall occur no later than thirty (30) days after a premium is due and unpaid. The insurer shall permit the long-term care partnership policyholder or certificateholder to no less often than once every 2 years update the authorized designee.
  - 2) Allow for the insured to request, within 5 months after termination, reinstatement of the long-term care partnership policy or certificate when such policy or certificate has lapsed due to nonpayment of premium, when the insured has a cognitive impairment and has paid all due and unpaid premiums. The reinstated long-term care partnership policy or certificate shall have the same benefits, terms, and premiums as the policy or certificate which lapsed.
- h) Include a provision that benefits shall only be paid after the payment of all other benefits to which the long-term care partnership policyholder or certificateholder is otherwise entitled, excluding Medicaid. The insurer shall make efforts to determine whether benefits are available from other long-term care partnership policies or certificates or from Medicare.



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- i) Include a provision that the policy form shall not be changed or otherwise modified without the signed acceptance of the policyholder, or include a provision that the certificate issued under a group long-term care partnership policy shall not be changed or otherwise modified without the signed acceptance of the certificateholder.
- j) Include a provision that the benefits shall be determined and established by the Case Management Agency through the development of an authorized Plan of Care.

**Section 2018.120 Reporting Requirements**

The requirements of this Section refer to insurer documentation and reporting requirements for long-term care partnership policies and certificates. The reports shall be submitted for each person entitled to benefits under a long-term care partnership policy or certificate. The report shall conform with the Long-Term Care Insurance Uniform Data Set (February 15, 1993, revised November 30, 1993) established for Robert Wood Johnson Foundation Projects in a manner and form prescribed by the DOI. Insurers may receive a copy of the data set upon request to the DOI, at a charge.

**Section 2018.130 Maintaining Auditing Information**

- a) Every insurer shall maintain information as required by subsection (f) below, on all long-term care partnership policyholders or certificateholders who have ever received any benefit under the policy or certificate. Such information shall be updated at least quarterly. This requirement for updating shall not require the conduct of any assessment, reassessment, or other evaluation of the long-term care partnership policyholder's or certificateholder's condition which is not otherwise required.
- b) When a long-term care partnership policyholder or certificateholder who has received any benefit dies or lapses a long-term care partnership policy or certificate for any reason, the insurer shall retain the required information for a period of at least five (5) years after the time when the policy was in force. Unless notified by the DOI to the contrary during this period, after the expiration of five (5) years, the service summary provided by the insurer will be deemed to comply with all asset protection reporting, record keeping, and auditing requirements of this Part. The insurer may use microfiche, microfilm, optical storage media, or any other cost effective method of record storage as alternatives to storage of paper copies.
- c) At the time the long-term care partnership policy or certificate ceases to be in force, the insurer shall notify the policyholder or certificateholder of the right to request a copy of the service records as required by subsection (f) below.
- d) The insurer shall also, upon request in writing, provide such policyholder or certificateholder or the policyholder's or certificateholder's authorized designee, if any, with a copy of the

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- e) The insurer shall enclose with the records a statement advising former long-term care partnership policyholders or certificateholders that it is in their best interest to retain the records if they ever wish to establish eligibility for Medicaid.
- f) The information to be maintained includes the following:
  - 1) Evidence that the insured event has taken place. The occurrence of the insured event shall be documented by case management agency staff, as part of the initial assessment of the client or as part of a subsequent reassessment.
  - 2) Description of services provided under the long-term care partnership policy or certificate, including the following:
    - A) Name, address, phone number, and professional license number, if applicable, of provider.
    - B) Amount, date, and type of services provided, and whether the services qualify for asset protection.
    - C) Dollar amounts paid by the insurer, whether on an indemnity, expense incurred, or other basis.
    - D) The charges of the service providers, including copies of all invoices for services counting toward asset protection.
    - E) Identification of the case management agency, if applicable, and copies of all assessments and reassessments.
    - F) Determination of whether the long-term care partnership policyholder or certificateholder was a qualified insured at the time of benefit payment. The insurer may rely on written representation by the long-term care partnership policyholder or certificateholder as to whether he or she has had the required coverages defined in this Part.
- 3) In order for home and community based services to qualify for asset protection, these services shall be in accord with a Plan of Care developed by a case management agency. If the long-term care partnership policyholder or certificateholder has received any benefits delivered as part of a Plan of Care, the insurer shall retain the following:
  - A) A copy of the original Plan of Care and the Determination of Need.
  - B) A copy of the Plan of Care required by DoA or DORS.
  - C) A copy of any changes made in the Plan of Care. The plan of Care shall document that the changes are required by changes in the client's medical situation, cognitive abilities, or the availability of social supports. Such services shall count towards asset protection after the case management agency adds the documented need for and description of the new services to the Plan of Care.

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a) Every insurer shall send an asset protection report at least quarterly to each long-term care partnership policyholder or certificateholder who has received any benefits since the last asset protection report. Each asset protection report shall include the following information:

- 1) The amount of asset protection for which the long-term care partnership policyholder or certificateholder had qualified prior to the quarter covered by the current report.
- 2) The total benefits paid by the insurer for services rendered during the current quarter.
- 3) A statement of the amount of benefits paid by the insurer for services rendered during the current quarter which qualify for asset protection.
- 4) A summary total of the amount paid to date under the long-term care partnership policy or certificate which qualifies for asset protection.

b) Asset protection reports shall be subject to audit by the Director.

**Section 2018.150 Preparing a Service Summary**

a) Every insurer shall prepare a service summary at the insured's request specifically for the policyholder or certificateholder applying for Medicaid. The insurer shall also prepare a service summary when the policyholder or certificateholder has exhausted benefits under the long-term care partnership policy or certificate or when the policy or certificate ceases to be in force for a reason other than the death of the policyholder or certificateholder, whichever occurs first.

b) This Service Summary is separate and in addition to the information requirements of Section 2018.130. The service summary shall identify the following:

- 1) The specific long-term care partnership policy or certificate.
  - 2) The total benefits paid for services rendered to date.
  - 3) The amount qualifying for asset protection.
- c) A copy of the service summary shall be sent to the DPA 30 days before the exhaustion of the benefits.

**Section 2018.160 Plan of Action**

Every insurer shall submit to the DOI a plan for complying with the information maintenance and documentation requirements set forth in this Part. The documentation plan shall include the following:

- a) The location where records will be kept. Records required for purposes of the Illinois long-term care partnership program shall be available at no more than three (3) locations, each of which shall be easily accessible to the Department of Insurance.
- b) The insurer shall agree to give the Director, or his/her appointed designee, access to all information described in this Part on an aggregate basis for all long-term care partnership policyholders or

certificateholders and on an individual basis for all policyholders or certificateholders who have ever received any benefits. Access to information on persons who have not applied for Medicaid is required in order for the Director, or his or her appointed designee, to determine if an insurer's system for documenting asset protection is functioning correctly. The Director shall have the final decision concerning the frequency of access to the data and the size of samples for auditing or other purposes.

- c) The name, job title, address, and telephone number of the person primarily responsible for the maintenance of the information required and for acting as liaison with DPA and the DOI covering the information.
- d) Methods for determining when insurance benefits or prepaid benefits qualify for asset protection shall include the following:
  - 1) Documentation of the insured event.
  - 2) Description of services.
  - 3) Documentation of charges and benefits paid.
  - 4) Documentation of plans of care, when required.

e) Description of electronic and manual systems which will be used in maintaining the required information.

f) Information that will be retained which is needed to comply with this Part.

g) Copies of forms and descriptions of standard procedures for maintaining and reporting the information required, including the specific electronic medium which will be used to report required information and a description of the relevant files.

**Section 2018.170 Auditing and Correcting Deficiencies in Recordkeeping**

The Director shall consult with DPA for all audits and examinations that may be required to determine compliance with this Section.

**Section 2018.180 Loss Ratio**

Benefits under group and individual direct response and individual long-term care partnership policies shall be deemed reasonable in relation to premiums provided the lifetime anticipated loss ratio is at least sixty percent (60%), calculated on the basis of the ratio of the present value of the expected benefits to the present value of the expected premiums over the entire period for which rates are computed to provide coverage. In evaluating the lifetime anticipated loss ratio, consideration shall be given to the following factors:

- a) Statistical credibility of incurred claims experience based on the following factors: claim rates, variability in transaction costs, and number of lives exposed;
- b) The period for which rates are computed to provide coverage;
- c) Experienced and projected trends;
- d) Concentration of experience within early policy duration;
- e) Expected claim fluctuation;



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- f) Experience refunds, adjustments or dividends;
- g) Renewability features;
- h) Interest;

- i) Experimental nature of the coverage;
- j) Product features such as long elimination periods (period between when the claim arises and insured is eligible to receive benefits), high deductibles and high maximum limits.

**Section 2018.190 Appropriateness of Recommended Purchase**

In recommending the purchase or replacement of any long-term care partnership policy or certificate, an insurance producer shall make efforts to determine the appropriateness of a recommended purchase or replacement, and the self-assessment guide available from DoA or DOI shall be provided.

**Section 2018.200 Prohibition Against Pre-Existing Conditions and Probationary Periods in Replacement Policies or Certificates**

If a long-term care partnership policy or certificate replaces another long-term care partnership policy or certificate, the replacing insurer shall waive any time periods applicable to pre-existing conditions and probationary periods in the new long-term care partnership policy for similar benefits to the extent that exclusions have been satisfied under the original partnership policy.

**Section 2018.210 Standard Format Outline of Coverage Requirements**

This Section implements, interprets and makes specific the provisions of Section 351A-8 of the Illinois Insurance Code [215 ILCS 5/351A-8] in prescribing a standard format and the content of an outline of coverage.

- a) The outline of coverage shall be a free-standing document, using no smaller than ten point type.
- b) The outline of coverage shall contain only the provisions found within the policy itself.
- c) Text which is capitalized or underscored in the standard format outline of coverage may be emphasized by other means which provide prominence equivalent to such capitalization or underscoring.
- d) Use of the text and sequence of text of the standard format outline of coverage is mandatory.
- e) The standard format, including style, arrangement and overall appearance, and the content of an outline of coverage appears in Exhibit B.

**Section 2018.220 Requirement to Deliver Shopper's Guide**

A long-term care partnership insurance shopper's guide shall be provided to all prospective applicants of a long-term care partnership policy or certificate.

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**Section 2018.230 Penalties**

Pursuant to Section 351A-11 of the Illinois Insurance Code [215 ILCS 5/351A-11], an insurer or insurance producer who is found to have violated any requirement of this State relating to the regulation of long-term care partnership policies or certificates, or the marketing of such insurance, shall be subject to a fine of up to three (3) times the amount of any commissions paid for each policy involved in the violation, or up to \$10,000, whichever is greater.

**Section 2018.EXHIBIT A Class of Insurance - Accident/Health**

Course of Study Content Requirements for Long-Term Care Partnership Policies:

- a) Traditional Long-Term Care Policies vs. Long-Term Care Partnership Policies
- b) Policy Provisions, Options and Benefits
- c) Long-Term Care Range of Services
- d) Nursing home care levels, costs, options and nursing home prescreening
- e) Medicaid eligibility and long-term care
- f) Medicaid regulations on spend down and asset transfer
- g) Estate recovery by Department of Public Aid
- h) Suitability of long-term partnership policy considering amount of assets owned

**Section 2018.EXHIBIT B Standard Format - Outline of Coverage**

[COMPANY NAME]

[ADDRESS - CITY & STATE]

[TELEPHONE NUMBER]

LONG-TERM CARE PARTNERSHIP INSURANCE

OUTLINE OF COVERAGE

[Policy Number or Group Master Policy and Certificate Number]

- 1. This policy is [an individual policy of insurance] ([a group policy] which was issued in the [indicate jurisdiction in which group policy was issued]).
- 2. PURPOSE OF OUTLINE OF COVERAGE. This outline of coverage provides a very brief description of the important features of the policy. You should compare this outline of coverage to outlines of coverage for other policies available to you. This is not an insurance contract, but only a summary of coverage. Only the individual or group policy contains governing contractual provisions. This means that the policy or group policy sets forth in detail the rights and obligations of both you and the insurance company. Therefore, if you purchase this coverage, or any other coverage, it is important that you READ YOUR POLICY [OR CERTIFICATE] CAREFULLY!
- 3. TERMS UNDER WHICH THE POLICY OR CERTIFICATE MAY BE CONTINUED IN FORCE OR DISCONTINUED.
  - a) For long-term care partnership policies or certificates, include



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the following permissible policy renewability provisions: Policies and certificates that are guaranteed renewable shall contain the following statement: RENEWABILITY: THIS POLICY [CERTIFICATE] IS GUARANTEED RENEWABLE. This means you have the right, subject to the terms of your policy [certificate], to continue this policy as long as you pay your premiums on time. [Company Name] cannot change any of the terms of your policy on its own, except that, in the future, IT MAY INCREASE THE PREMIUM YOU PAY.

- b) For group coverage, specifically include continuation/conversion provisions applicable to the certificate and group policy;
- c) Include waiver of premium provisions or state that there are no such provisions;
- d) State whether the company has a right to change premium, and if such right exists, include each circumstance under which premium may change.

4. TERMS UNDER WHICH THE POLICY OR CERTIFICATE MAY BE RETURNED AND PREMIUM REFUNDED. [Provide a brief description of the right to return -- "free look" provision of the policy.]

5. THIS IS NOT MEDICARE SUPPLEMENT COVERAGE. If you are eligible for Medicare, review the Medicare Supplement Buyer's Guide available from the insurance company.

[For agents] Neither [insert company name] nor its agents represent Medicare, the federal government or any state government.

6. LONG-TERM CARE PARTNERSHIP COVERAGE. Policies of this category are designed to provide coverage for one or more necessary or medically necessary diagnostic, preventive, therapeutic, rehabilitative, maintenance, or personal care services, provided in a setting other than an acute care unit of a hospital, such as in a nursing home, in the community or in the home.

7. BENEFITS PROVIDED BY THIS POLICY.

- a) (Covered services, related deductible(s), waiting periods, elimination periods and benefit maximums.)
  - b) (Institutional benefits, by skill level.)
  - c) (Non-institutional benefits, by skill level.)
- [Any benefit screens must be explained in this Section. If these screens differ for different benefits, explanation of the screen should accompany each benefit description. If an attending physician or other specified person must certify a certain level of functional dependency in order to be eligible for benefits, this too must be specified. If activities of daily living (ADLs) are used to measure an insured's need for long-term care, then these qualifying criteria or screens must be explained.]

8. LIMITATIONS AND EXCLUSIONS.

(Describe:

- a) Preexisting conditions;
- b) Non-eligible facilities/provider;
- c) Non-eligible levels of care (e.g., unlicensed providers, care or treatment provided by a family member, etc.);

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- d) Exclusions/exceptions;
- e) Limitations.)

[This Section should provide a brief specific description of any policy provisions which limit, exclude, restrict, reduce, delay, or in any other manner operate to qualify payment of the benefits described in (6) above.]

9. RELATIONSHIP OF COST OF CARE AND BENEFITS.

Because the costs of long-term care services will likely increase over time, you should consider whether and how the benefits of this plan may be adjusted. [As applicable, indicate the following:

- a) That the benefit level will not increase over time;
- b) Any automatic benefit adjustment provisions;
- c) Whether the insured will be guaranteed the option to buy additional benefits and the basis upon which benefits will be increased over time if not by a specified amount or percentage;
- d) If there is such a guarantee, include whether additional underwriting or health screening will be required, the frequency and amounts of the upgrade options, and any significant restrictions or limitations;
- e) And finally, describe whether there will be any additional premium charge imposed, and how that is to be calculated.]

10. ALZHEIMER'S DISEASE AND OTHER ORGANIC BRAIN DISORDERS.

(State that the policy provides coverage for insureds clinically diagnosed as having Alzheimer's disease or related degenerative and dementing illnesses. Specifically describe each benefit screen or other policy provision which provides preconditions to the availability of policy benefits for such an insured.)

11. PREMIUM.

- a) State the total annual premium for the policy;
- b) If the premium varies with an applicant's choice among benefit options, indicate the portion of annual premium which corresponds to each benefit option.

12. ADDITIONAL FEATURES.

- a) Indicate if medical underwriting is used;
- b) Describe other important features.

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1) Heading of the Part: Uniform Medical Claim and Billing Forms2) Code Citation: 50 Ill. Adm. Code 20173) Section Number: Adopted Action:

2017.10	New Section
2017.20	New Section
2017.30	New Section
2017.40	New Section
2017.50	New Section
2017.60	New Section
2017.70	New Section

4) Statutory Authority: Implementation and authorization pursuant to Section 143.31 of the Illinois Insurance Code and Public Act 88-84, effective January 1, 1994.5) Effective Date of Part: August 9, 19946) Does this rulemaking contain an automatic repeal date? No7) Does this Part contain incorporations by reference? Yes8) Date filed in Agency's Principal Office: August 9, 19949) Notice of Proposal Published in Illinois Register: January 7, 1994, 17 Ill. Reg. 3710) Has JCAR issued a Statement of Objections to this rule? No11) Difference(s) between proposal and final version:

Pursuant to discussions with the Committee regarding the above-referenced rulemaking, the Department of Insurance has agreed:

## 1. In Section 2017.30, definition of Health Care Practitioner:

a. Under "chiropractor", change "The Medical" to "the Medical", delete the comma after "1987", delete "/1 et seq." and change the parenthesis to brackets.

b. Under "dentist", change "The Illinois" to "the Illinois", delete the comma after "Act", delete "/1 et seq." and change parenthesis to brackets.

c. Under "nurse", change "The Illinois" to "the Illinois", delete the comma after "1987", change the parenthesis to brackets and delete "/1 et seq."

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d. Under "occupational therapist", change "The Illinois" to "the Illinois", delete the comma after "Act", delete "/1 et seq." and change the parenthesis to brackets.

e. Under "optometrist", delete the comma after "1987", delete "/1 et seq.", and change the parenthesis to brackets.

f. Under "pharmacist", delete the comma after "1987", delete "/1 et seq.", change the parenthesis to brackets and insert a period at the end of the paragraph.

g. Under "physical therapist", change "The Illinois" to "the Illinois", delete the comma after "Act", delete "/1 et seq." and change the parenthesis to brackets.

h. Under "physician", change "The Medical" to "the Medical", delete the comma after "1987", delete "/1 et seq." and change the parenthesis to brackets.

i. Under "podiatrist", change "The Podiatric" to "the Podiatric", delete the comma after "1987", delete "/1 et seq." and change the parenthesis to brackets.

j. Under "psychologist", change "The Clinical" to "the Clinical", delete the comma after "Act", delete "/1 et seq." and change the parenthesis to brackets.

k. Under "social worker", change "The" to "the", delete the comma after "Act", delete "/1 et seq." and change the parenthesis to brackets.

l. Under "speech-language pathologist", change "The" to "the", delete the comma after "Act", delete "/1 et seq." and change the parenthesis to brackets.

## 2. In Section 2017.30, definition of "Institutional Health Care Provider":

a. Under "Ambulatory Surgical Treatment Center", delete the comma after "Act", delete "/1 et seq." and change the parenthesis to brackets.

b. Under "Home Health Agency", delete the comma after "Act", delete "/1 et seq." and change the parenthesis to brackets.

c. Under "Hospice", delete the comma after "Act", delete "/1 et seq." and change the parenthesis to brackets.

d. Under "Hospital", delete the comma after "Act", delete "/1 et seq." and change the parenthesis to brackets.

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seq." and change the parenthesis to brackets.

e. Under "Skilled Nursing and Intermediate Care Facility", delete the comma after "Act", delete "/1-101 et seq." and change the parenthesis to brackets.

f. Under "Trauma Center", change "The" to "the", delete the comma after "Act", delete "/1/et seq." and change the parenthesis to brackets.

g. In the last paragraph, change "The Illinois" to "the Illinois".

3. In Section 2017.60(b), change "are defined" to "is defined".

4. In Section 2017.60(c), delete the colon after "shall", delete "1)", change "Use" to "use" and make it all one paragraph.

12) Have all changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes

13) Will this Part replace an emergency rule currently in effect? No

14) Are there any amendments pending on this Part? No

15) Summary and Purpose of rulemaking: The purpose of this Rule is to promote the use of standardized forms in the billing and reimbursement of health care, which will reduce the number of forms used and increase efficiency in processing claims and expediting reimbursements.

16) Information and questions regarding this adopted Part shall be directed to:

Ron Kotowski  
Department of Insurance  
320 West Washington  
Springfield, Illinois 62767

The full text of the Adopted Part begins on the next page.

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TITLE 50: INSURANCE  
CHAPTER 1: DEPARTMENT OF INSURANCE  
SUBCHAPTER 2: ACCIDENT AND HEALTH INSURANCE

PART 2017  
UNIFORM MEDICAL CLAIM AND BILLING FORMS

Section 2017.10	Purpose
2017.20	Applicability and Scope
2017.30	Definitions
2017.40	Requirements for Use of HCFA Form 1500
2017.50	Requirements for Use of UB92/HCFA Form 1450
2017.60	Requirements for Use of J510/J511/J512 Form
2017.70	General Provisions

AUTHORITY: Implementing and authorized by Section 143.31 of the Illinois Insurance Code (P.A. 88-84, effective January 1, 1994).

SOURCE: Adopted at 18 Ill. Reg. 12777, effective AUG 09 1994.

Section 2017.10 Purpose

The purpose and intent of this Part is to promote the utilization of standardized forms in the billing and reimbursement of health care, which will reduce the number of forms used and increase efficiency in the reimbursement of health care through standardization.

Section 2017.20 Applicability and Scope

- Except as otherwise specifically provided, the requirements of this Part apply to issuers.
- An issuer or provider of health care treatment shall not refuse to accept a claim or bill submitted on the uniform claim and billing forms defined in Section 2017.30 of this Part. An issuer, however, may accept claims and bills submitted on any other forms.
- The adoption of uniform claim forms and uniform billing forms by the Director under this Part does not preclude an issuer, hospital, medical, or dental service corporation, or other prepayment organization from obtaining any necessary additional information regarding a claim from the claimant, provider of health care or treatment, or certifier of coverage, as may be required.

Section 2017.30 Definitions

As used in this Part:

CDT Codes means the current dental terminology prescribed by the American Dental Association.



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CPT Codes means the current procedural terminology published by the American Medical Association.

HCFA means the Health Care Financing Administration of the U.S. Department of Health and Human Services.

HCFA Form 1500 means the current health insurance claim form published by HCFA, or its revision following the effective date of this Part, for use by health care practitioners.

HCPCS Codes means the HCFA's Common Procedure Coding System that is based upon the current American Medical Association's (AMA) Physician Current Procedural Terminology.

HCPCS Level 1 Codes means the AMA's current CPT codes with the exception of anesthesiology services.

HCPCS Level 2 Codes means the codes for physician and non-physician services that are not included in current CPT.

## Health Care Practitioner means:

A chiropractor licensed under the Medical Practice Act of 1987 [225 ILCS 60] to treat human ailments without the use of drugs and without operative surgery.

A dentist licensed under the Illinois Dental Practice Act [225 ILCS 25].

A nurse licensed under the Illinois Nursing Act of 1987 [225 ILCS 65].

An occupational therapist licensed under the Illinois Occupational Therapy Practice Act [225 ILCS 75].

An optometrist licensed under the Illinois Optometric Practice Act of 1987 [225 ILCS 80].

A pharmacist licensed under the Pharmacy Practice Act of 1987 [225 ILCS 85].

A physical therapist licensed under the Illinois Physical Therapy Act [225 ILCS 90].

A physician licensed under the Medical Practice Act of 1987 [225 ILCS 60] to practice medicine in all of its branches.

A podiatrist licensed under the Podiatric Medical Practice Act of 1987 [225 ILCS 100].

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A psychologist licensed under the Clinical Psychologist Licensing Act [225 ILCS 15].

A social worker licensed under the Clinical Social Work and Social Work Practice Act [225 ILCS 20].

A speech-language pathologist and/or audiologist licensed under the Illinois Speech-Language Pathology and Audiology Practice Act [225 ILCS 110].

Other Health Care Practitioners licensed by the Illinois Department of Professional Regulation.

A supplier of health care services not described herein, including but not limited to a physician assistant, nurses aide, or supplier of durable medical equipment.

ICD-CM Codes means the disease codes in the current International Classification of Diseases, clinical modifications published by the U.S. Department of Health and Human Services.

## Institutional Health Care Provider means:

Ambulatory Surgical Treatment Center licensed under the Ambulatory Surgical Treatment Center Act [210 ILCS 5].

Home Health Agency licensed under the Home Health Agency Licensing Act [210 ILCS 55].

Hospice licensed under the Hospice Program Licensing Act [210 ILCS 60].

Hospital licensed under the Hospital Licensing Act [210 ILCS 85].

Skilled Nursing and Intermediate Care Facility licensed under the Nursing Home Care Act [210 ILCS 45].

Trauma Center licensed under the Emergency Medical Services (EMS) Systems Act [210 ILCS 50].

Other Institutional Health Care Providers licensed by the Illinois Department of Public Health.

Issuer means an insurance company, fraternal benefit society, health care service plan, health maintenance organization, and third party administrator, and any other entity paying or reimbursing the costs of health care expenses.

J510, J511 or J512 Form means the current uniform dental claim form

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or its revision following the effective date of this Part, approved by the American Dental Association for use by dentists.

Medicare means the Health Insurance for the Aged Act, Title XVIII of the Social Security Amendments of 1965, as then constituted or later amended.

Medical Assistance or Medicaid means Title XIX of the federal Social Security Act (42 U.S.C. 1396, et seq.) as then constituted or later amended.

Revenue Codes means the current codes established for use by institutional health care providers by the National Uniform Billing Committee and the Illinois Uniform Billing Committee.

UB92/HCFR Form 1450 means the current health insurance claim form, or its revision following the effective date of this Part, developed by the National Uniform Billing Committee for use by institutional health care providers.

**Section 2017.40 Requirements for Use of HCFA Form 1500**

a) Issuers shall accept an appropriately completed HCFA Form 1500 from health care practitioners.

b) Issuers shall not require health care practitioners to use any coding system for the filing of claims for health care services other than the following:

- 1) current HCPCS Codes or current CPT Codes;
- 2) current ICD-CM Codes; and
- 3) For anesthesia services, current HCPCS Level 1 Codes.

c) Issuers shall not require health care practitioners to use any other descriptor with a code or to furnish additional information with the submission of an HCFA Form 1500 except under the following circumstances:

- 1) When the procedure code used describes a treatment or service that is not otherwise classified; or
- 2) When the procedure code is followed by the CPT modifier 22, 52 or 99. Health care practitioners may use Box 19 of the HCFA Form 1500 to explain multiple modifiers.

d) Health care practitioners may use Box 19 of the HCFA Form 1500 to indicate the form is an amended version of a form previously submitted to the issuer by inserting the word "amended" in the space provided.

e) Health care practitioners billing for services based on the amount of time involved shall define in Box 19 the time interval in Box 24 G of the HCFA Form 1500. If not defined, units will be assumed to be days of treatment.

**Section 2017.50 Requirements for Use of UB92/HCFR Form 1450**

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a) Issuers shall accept the UB92/HCFR Form 1450 from institutional health care providers when completed in accordance with instructions provided by the National Uniform Billing Committee and the Illinois Uniform Billing Committee.

b) Issuers shall not require institutional health care providers to use any coding system for the filing of claims for health care services other than the following:

- 1) ICD-CM Codes;
- 2) Revenue Codes;
- 3) HCPCS Codes or CPT Codes.

The ICD-CM Codes, Revenue Codes, HCPCS and CPT Codes must be used in accordance with the instructions provided by the National Uniform Billing Committee and the Illinois Uniform Billing Committee.

c) Institutional providers may use the HCFA Form 1500 to supplement a UB92/HCFR Form 1450 if necessary.

**Section 2017.60 Requirements for Use of J510/J511/J512 Form**

a) Issuers shall accept the J510/J511/J512 Form from dentists when completed in accordance with instructions provided by the American Dental Association.

b) Issuers shall not require a dentist to use any code other than the CDT codes for the filing of claims for dental care services or to routinely furnish additional information with the submission of a J510/J511/J512 Form, unless the use of supplemental codes is defined and permitted in a written contract between the issuer and dentist.

**Section 2017.70 General Provisions**

a) Nothing in this Part shall preclude the filing of a claim electronically.

b) Issuers shall accept forms submitted in compliance with this Part for the processing of claims.

c) Health care practitioners, institutional health care providers and issuers, if using the forms referenced in this Part, shall use and accept the most current editions of the HCFA Form 1500, UB92/HCFR Form 1450 or J510/J511/J512 Form.

## DEPARTMENT OF INSURANCE

## NOTICE OF ADOPTED AMENDMENT

1) Heading of the Part: Workers' Compensation Self Insurance Regulation

2) Code Citation: 50 Ill. Adm. Code 2901

3) Section Number: Adopted Action:

2901.30 Amended

4) Statutory Authority: Implementing Section 4a of the Workers' Compensation Act (Ill. Rev. Stat. 1991, ch. 48, par. 136.4a) [820 ILCS 305/4a] and Section 187 of the Illinois Insurance Code (Ill. Rev. Stat. 1991, ch. 73, par. 799) [215 ILCS 5/187] and authorized by Section 401 of the Illinois Insurance Code (Ill. Rev. Stat. 1991, ch. 73, par. 1013) [215 ILCS 5/401].

5) Effective Date of Rule: August 4, 1994

6) Does this rulemaking contain an automatic repeal date? No

7) Does this Rule contain incorporations by reference? Yes. See Section 2901.30(c)(3)(H).

8) Date filed in Agency's Principal Office: August 4, 1984

9) Notice of Proposal Published in Illinois Register: December 10, 1993, 17 Ill. Reg. 21145

10) Has JCAR issued a Statement of Objections to this rule? No

11) Difference(s) between proposal and final version:

A. Section 2901.30(c)(3)(H)(ii) - On the first line, "money market" has been deleted.

B. Section 2901.30(c)(3)(H)(iii) - This subsection has been incorporated into 2901.30(c)(3)(H)(ii) for clarification, and the words "fixed income bond" have been added to the first line following the word "in."

C. Section 2901.30(c)(9) - On the second line, "excess" has been deleted.

D. Additionally, textual changes were made pursuant to recommendations by the Secretary of State's office and the Joint Committee on Administrative Rules (attached).

12) Have all changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes

13) Will this Rule replace an emergency rule currently in effect? No

## DEPARTMENT OF INSURANCE

## NOTICE OF ADOPTED AMENDMENT

14) Are there any amendments pending on this Part? No

15) Summary and Purpose of rulemaking: The credit quality rating for investments in corporate obligations is increased thus permitting pools to invest a greater amount of its assets in any one corporation. Investment authority is expanded so that investment in high quality mutual funds is authorized.

16) Information and questions regarding this adopted Rule shall be directed to:

Arnie Dutcher or  
Cindy Stephenson  
Department of Insurance  
320 West Washington  
Springfield, Illinois 62767

The full text of the Adopted Rule begins on the next page.



## DEPARTMENT OF INSURANCE

## DEPARTMENT OF INSURANCE

## NOTICE OF ADOPTED AMENDMENT

## NOTICE OF ADOPTED AMENDMENT

## TITLE 50: INSURANCE

CHAPTER I: DEPARTMENT OF INSURANCE  
SUBCHAPTER hh: WORKERS' COMPENSATION AND EMPLOYERS' LIABILITY ACTS

## PART 2901

## WORKERS' COMPENSATION SELF INSURANCE REGULATION

## Section

2901.10 Authority and Purpose

2901.20 Definitions

2901.30 Pool Administration

2901.40 Provisions Applicable to Members of Group Self-Insurance Pools

2901.50 Service Companies

**AUTHORITY:** Implementing Section 4a of the Workers' Compensation Act (Ill. Rev. Stat. 1991, ch. 48, par. 138.4a) [820 ILCS 305/4a] and Section 187 of the Illinois Insurance Code (Ill. Rev. Stat. 1991, ch. 73, par. 799) [215 ILCS 5/187] and authorized by Section 401 of the Illinois Insurance Code (Ill. Rev. Stat. 1991, ch. 73, par. 1013) [215 ILCS 5/401].

**SOURCE:** Adopted at 5 Ill. Reg. 6352, effective May 23, 1981; codified 7 Ill. Reg. 3480, amended at 18 Ill. Reg. 12785, effective

AUG 04 1994

## Section 2901.30 Pool Administration

a) Every application for Certificate of Authority to establish a pool must include the following documentation and information regarding its Administrator, Pooling Agreement, Plan of Operation and membership:

- 1) Administrators must disclose:
  - A) Biographicals of the risk manager on forms prescribed by the Director.
  - B) If a corporation, biographicals of all officers and directors.
  - C) Size of staff and other information, such as the kinds of staff positions, location of administrative offices and the nature of any electronic data processing equipment, if any, available for servicing the pool, to demonstrate that the Administrator has the resources to administer the self-insured program disclosed pursuant to Section--2901-30 subsection (a)(3) of this Part below.
  - D) Most recent financial statement of Administrator. If a publicly held company, a copy of the last 10-K filed with the Securities and Exchange Commission.
  - E) Compensation of Administrator.
- 2) Pooling Agreement must contain:
  - A) Services to be provided by Administrator.
  - B) How costs are to be apportioned among members.
  - C) Initial premium deposit.

- D) Assessment provisions.
  - E) Termination provisions and minimum term of membership. The minimum term of membership shall not be less than one year.
  - F) Duration of liability for additional assessments following termination of membership shall be for a period of not less than three years.
  - G) Deductibles, if any, to be retained by individual members.
  - H) Limitations, if any, on risks insured (e.g., employees located outside state).
  - I) Prerequisites for membership.
- 3) Plans of Operation must disclose:
- A) Listing of initial members.
  - B) Initial annual rate(s) to be charged members and an explanation of how rate(s) developed.
  - C) Anticipated first year premium.
  - D) Anticipated first year losses.
  - E) Aggregate loss history of initial members for each of the last three years.
  - F) The aggregate premium that would have been received at the proposed rate for each of the last three years assuming the losses of ~~2901-30~~ subsection (a)(3)(E) above.
  - G) Net retention of pool and list of initial insurers.
  - H) Names of all entities which will provide services for the pool and copies of proposed contracts in connection therewith.
  - I) Safety and loss control programs to be provided or required.
  - J) Plans for expansion of pool and anticipated future membership.
- 4) Written evidence from a surety company authorized to transact business in this State that the Administrator has or can secure the fidelity bond required by this Rule.
- 5) Information about initial members on forms prescribed and completed by each individual member.
- b) Standards for Issuing Certificates of Authority to Pools. Upon receipt of a complete application the Department of Insurance shall consider the following in evaluating the financial strength of the Pool:
- 1) Number of employees covered by the Pool.
  - 2) Particular industry(ies) participants are engaged in.
  - 3) Combined net worth of Pool participants.
  - 4) Any excess insurance purchased from authorized insurers.
  - 5) All excess insurance policies shall have a term of not less than one year. No cancellation, termination or alteration of coverage whether by or at the request of the insured or by the underwriter, shall take effect prior to the expiration of 90 days after written notice of such cancellation, termination, or alteration has been filed with the Director unless an earlier date of such cancellation, termination, or alteration is approved by the Director as unnecessary for the protection of the pool or its members.

## DEPARTMENT OF INSURANCE

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- 6) Combined workers' compensation experience for group for last three years and any other financial data requested by the Director.
- 7) The gross annual payroll members must be at least \$10 million gross annual payroll.
- 8) The Pool Administrator must have either contracted with licensed service companies or have sufficient resources, such as those set forth in Section--2901-30 subsection (a)(1)(C) of this Part Section, to administer the proposed pool.

## c) General Rules:

- 1) Every group self-insurer shall, at all times, maintain reserves which are sufficient to provide for the payment of all losses and claims incurred discounted in an amount not to exceed 5% per annum whether reported or unreported, which are unpaid and for which such group self-insurer may be liable, and to provide for the expense of adjustment or settlement of such losses and claims.

## 2) Administrator's Bond

- A) All Administrators shall procure and maintain in force surety bonds on employees, officers or positions in an amount not less than the amount set forth in the column "Minimum Amount of Bond," based on the amount of assets held by the Administrator (as determined from year to year hereafter) stated in the annual statement of such Administrators as filed with the ~~Illinois--Insurance~~ Department. All such bonds shall be written with at least a one year discovery period and if written with less than a three year discovery period shall contain a provision that no cancellation or termination of the bond, whether by or at the request of the insured or by the underwriter, shall take effect prior to the expiration of 90 days after written notice of such cancellation or termination has been filed with the ~~Illinois~~ Department ~~of--Insurance~~ unless an earlier date of such cancellation or termination is approved by ~~said~~ the Department ~~of--Insurance~~.

- B) Such bonds shall include all employees, officers or positions for the following perils which may be covered under separate policies:

- i) Dishonesty of employees and officers;
  - ii) Robbery, burglary, larceny, theft, false pretense, hold-up, misplacement, mysterious disappearance, and damage or destruction while property is in any bank or any recognized place of safe deposit, or in transit;
  - iii) Forgery or alteration.
- C) The bond shall be written by an insurer licensed to transact business in the State of Illinois.
- D) Schedule of Assets in relationship to Amount of Bond

## TOTAL ASSETS

## MINIMUM AMOUNT OF BOND

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Under \$500,000 MORE THAN	BUT NOT MORE THAN	\$20,000 plus 6% of total assets
\$ 500,000	\$ 1,000,000	\$ 50,000 plus 4% of assets over \$ 500,000
1,000,000	3,000,000	70,000 plus 3% of assets over 1,000,000
3,000,000	5,000,000	130,000 plus 2% of assets over 3,000,000
5,000,000	10,000,000	170,000 plus 1 1/2 of assets over 5,000,000
10,000,000	-	245,000 plus 3/4 of assets over 10,000,000

- 3) For the purpose of determining compliance with ~~Section--2901-30~~ subsection (c)(1) above ~~of this Part~~ and Section 4a(2) of the Workers' Compensation Act (Ill. Rev. Stat. 1991, ch. 48, par. 138.4a(2)) ~~of CH--487-par--130-4-of-the-Illinois-Revised-Statutes~~ ~~1981~~ [820 ILCS 305/4a(2)], only assets invested in the following manner will be recognized.

- A) Direct obligations of the United States of America for the payment of money, or obligations for the payment of money which are guaranteed as to the payment of principal and interest by the United States of America.
- B) Direct obligations for the payment of money issued by an agency or instrumentality of the United States of America, or obligations for the payment of money which are guaranteed as to payment and principal and interest by an agency or instrumentality of the United States of America.

- C) Any bonds or securities which are issued by any state of the United States and which are secured by the full faith and credit of that state.

- D) Certificates of deposit, time deposits, or demand deposits in a bank in the State of Illinois which has deposits insured by the Federal Deposit Insurance Corporation.

- E) Saving certificates issued by any savings and loan association in the State of Illinois which has deposits insured by the Federal Savings and Loan Insurance Corporation.

- F) Direct, unconditional obligations of a solvent business corporation for the payment of money on the following conditions:

- i) The corporation shall be incorporated under the laws of the United States of America or any state of the United States of America;
- ii) The corporation shall have a tangible net worth of not less than \$500,000 and the obligations must be awarded a "1" or "2" rating by the Securities Valuation Office of the National Association of Insurance Commissioners;
- iii) The corporation may not be affiliated with any member of the Pool;<sup>2</sup>
- iv) No such obligation of the corporation has been in default as to principal or interest during the five

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years preceding the date of investment, but the corporation need not have had obligations outstanding during that period and need not have been in existence for that period, and obligations acquired under this section Section may be newly issued;

- v) A Pool shall not invest more than 33 1/3% of its assets under this section Section; and
- vi) A Pool shall not invest under this section Section more than 25% of its assets in the obligations of any one such corporation.

G) Obligations of any political subdivision of any state of the United States of America for the payment of money, on the following conditions:

- i) The obligations are payable from ad valorem taxes;
- ii) Such political subdivision is not in default in the payment of principal or interest on any of its direct, general obligations;
- iii) No investment shall be made under this section Section in obligations which are secured only by special assessments for local improvements;
- iv) A Pool shall not invest under this section Section more than 4% of its assets in direct, general obligations issued by any one such political subdivision; and
- v) The Pool shall not invest more than 50% of its assets under this section Section.

## H) Mutual Funds

- i) Government money market mutual funds that meet the conditions of paragraphs (c)(2), (c)(3) and (c)(4) of 17 C.F.R. 270.2a-7, revised as of April 1, 1992, that have been rated in one of the two highest rating categories by an independent rating agency recognized by the National Association of Insurance Commissioners and that invests in obligations issued, guaranteed or insured by the United States or Canada or any agency or instrumentality of the United States or Canada.

- ii) Fixed income bond mutual funds that meet the conditions of paragraphs (c)(2), (c)(3) and (c)(4) of 17 C.F.R. 270.2a-7 revised as of April 1, 1992, and that have been rated in one of the two highest rating categories by an independent rating agency recognized by the National Association of Insurance Commissioners. A pool shall not invest in fixed income bond mutual funds more than the greater of \$100,000 or 10% of its total assets in any one fund.

- 4) Amounts recoverable from authorized reinsurers on unpaid losses may be deducted from the reserves required by Section-290i-30 subsection (b)(1) of this Rate Section and Section 4 of the Workers' Compensation Act (Ill. Rev. Stat. 1901 1991, ch. 48,

par. pars- 138.4) [820 ILCS 305/4].

5) All securities eligible for registration shall be registered in the name of the Pool and all securities shall be maintained in a State or National Bank having trust powers and located within this State.

6) Each Pool shall, by April 1 of each year, file with the Director a financial statement on a form to be prescribed by him setting forth the Pool's assets, liabilities and surplus funds for preceding calendar year. Furthermore, he the Director may require quarterly supplementary summary statements to be filed not less than 60 days following the end of each calendar quarter.

7) Each Pool shall, on or before June 1 of each year,

- A) file with the Director an audited financial statement reporting the financial condition of the Pool as of the end of the most recent calendar year and changes in the surplus funds for the year then ending.

B) The annual audited financial report shall include the following:

- i) Report of an independent certified public accountant.
- ii) Balance sheet reporting assets as defined by this Rate Part, liabilities and surplus funds.
- iii) Statement of gain or loss from operations.
- iv) Statement of changes in financial position.
- v) Statement of changes in surplus funds.
- vi) Notes to financial statements.

8) The Director may require a Pool to file an independent actuarial opinion as to the sufficiency of the loss and loss adjustment expense reserves established pursuant to this Rate Part.

9) The Pool shall purchase excess of loss insurance of an amount not greater than 20% of the projected annual premiums to be received from members at the then current rate. The maximum required limit of excess of loss insurance shall be determined by the Director. In making his this determination, he the Director shall consider all aspects of the Pool and its insureds including, but not limited to, concentration of insured employees, Pool retention, Pool size, and surplus funds. Additionally, the Pool may purchase annual aggregate excess insurance providing coverage of not less than 90% excess of not more than 110% of the projected annual premiums to be received by the Pool at the then current rate with a minimum limit of \$2 million excess of the Pool's retention. In considering the adequacy of the annual aggregate excess insurance cover, the Director shall consider all aspects of the Pool and its insureds including, but not limited to, concentration of insured employees, Pool retention, Pool size, and surplus funds.

10) Pool Administrators and books and records relating to the operations of the Pool shall be located within the State of Illinois and shall be available for inspection by the Director or his designee during normal business hours.



## DEPARTMENT OF INSURANCE

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## d) Assessment Provisions

1) Whenever the Director determines by means of audit, annual certified financial statement, actuarial opinion, or otherwise, that the assets possessed by a Pool are less than the reserves required by this Rate Part together with any other unpaid liabilities, he shall then order the Pool Administrator to assess the individual Pool participants in an amount not less than necessary to correct the deficiency. ~~the~~ This section subsection is not intended to restrict or preclude the Administrator from time to time levying assessments or increasing premium deposits in accordance with the pooling agreement.

2) In the event of the inability of individual Pool participants, by reason of insolvency or otherwise, to pay assessments required by subsection Section--2901-30(d)(1) of--this-Part above, then the Director shall levy upon and collect from all group self-insurers an assessment to assure prompt payment of such unpaid compensation and medical services.

3) Liability for assessments will be joint and several.

## e) Dissolution

Liquidation, conservation and dissolution of self-insurance Pools will be conducted pursuant to Article XIII of the Illinois Insurance Code (Ill. Rev. Stat. ~~1981~~ 1991, ch. 73, par. 799 et seq.) [215 ILCS 5/Art. XIII].

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## DEPARTMENT OF PROFESSIONAL REGULATION

## NOTICE OF ADOPTED AMENDMENTS(S)

1) Heading of the Part: The Illinois Speech-Language Pathology and Audiology Practice Act

2) Code Citation: 68 Ill. Adm. Code 1465

3) Section Numbers: Adopted Action:

1465.10	Repealed
1465.20	Amendment
1465.30	Amendment
1465.35	New Section
1465.36	New Section
1465.40	Amendment
1465.60	Amendment
1465.70	Amendment
1465.80	New Section
1465.90	Amendment

4) Statutory Authority: Ill. Rev. Stat. 1991, ch. 111, pars. 7904, 7911 and 7912 [225 ILCS 110/4, 11 and 12].

5) Effective Date of Amendments: August 4, 1994

6) Does this rulemaking contain an automatic repeal date? No

7) Do these Amendments contain incorporations by reference? No

8) Date Filed in Agency's Principal Office: August 3, 1994

9) Date Notice of Proposal Published in Illinois Register: May 13, 1994, at 18 Ill. Reg. 7194.

10) Has JCAR issued a Statement of Objections to these Rules? No

11) Difference(s) between proposal and final version: The only changes involved style and punctuation worked out with JCAR and the Administrative Code Division.

12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes.

13) Will these Amendments replace Emergency Amendments currently in effect? No.

14) Are there any Amendments pending on this Part? No

15) Summary and Purpose of Amendments: Section 1465.10 was repealed because the grandfather period for applying for licensure expired.

## DEPARTMENT OF PROFESSIONAL REGULATION

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Section 1465.30 was amended to address situations of persons who obtained supervised experience in states or territories of the United States where licensure is not required. Such persons shall have that experience accepted in Illinois, provided the supervisor held certification from the American Speech-Language-Hearing Association.

Sections 1465.35 and 1465.36 were added to outline supervision requirements for students and define evaluation and management related to the practice of speech-language pathology and audiology.

Section 1465.80 was added to establish procedures for restoring an expired or inactive license.

In addition, various punctuation and style changes were made.

16) Information and questions regarding these Adopted Amendments shall be directed to:

Department of Professional Regulation  
Attention: Jean Courtney  
320 West Washington, 3rd Floor  
Springfield, Illinois 62786  
217/785-0800 Fax: 217/782-7645

The full text of the Adopted Amendments begins on the next page:

## DEPARTMENT OF PROFESSIONAL REGULATION

## NOTICE OF ADOPTED AMENDMENTS(S)

TITLE 68: PROFESSIONS AND OCCUPATIONS  
CHAPTER VII: DEPARTMENT OF PROFESSIONAL REGULATION  
SUBCHAPTER b: PROFESSIONS AND OCCUPATIONS

## PART 1465

## THE ILLINOIS SPEECH-LANGUAGE PATHOLOGY AND AUDIOLOGY PRACTICE ACT

Section	
1465.10	Application for Licensure Under Section 7 of the Act (Repealed)
1465.20	Approved Programs
1465.30	Professional Experience
1465.35	Supervision
1465.36	Evaluation and Management Related to Speech-Language Pathology and Audiology
1465.40	Application for Licensure
1465.50	Examination
1465.60	Endorsement
1465.70	Renewal
1465.80	Restoration
1465.90	Granting Variances

AUTHORITY: Implementing the Illinois Speech-Language Pathology and Audiology Practice Act [225 ILCS 110] and authorized by Section 60(7) of the Civil Administrative Code of Illinois [20 ILCS 2105/60(7)].

SOURCE: Emergency rules adopted at 13 Ill. Reg. 1616, effective January 20, 1989, for a maximum of 150 days; emergency expired June 19, 1989; adopted at 13 Ill. Reg. 13882, effective August 22, 1989; amended at 18 Ill. Reg. 12794, effective AUG 04 1994

Section 1465.10 Application for Licensure Under Section 7 of the Act (Repealed)

Those persons seeking licensure under Section 7 of the Illinois Speech-Language Pathology and Audiology Practice Act (Ill. Rev. Stat. 1987, ch. 117, par. 7901 et seq.) (the "Act") shall file an application with the Department on forms provided by the Department of Professional Regulation (the "Department"). Such application shall be postmarked no later than midnight September 27, 1989, and shall include the following:

- a) certification on forms provided by the Department, or documentation of active practice in speech-language pathology or audiology, or both prior to June 17, 1989, for 2 of the last 4 years or practice in these professions for at least 4 years; and
- b) for licensure as a speech-language pathologist, verification of a valid type 18 Speech and Language-impaired Certificate or its equivalent issued by the Illinois State Board of Education (a copy of the certificate may be submitted as proof); or
- 2) for licensure as a speech-language pathologist or as an audiologist, verification of holding current certification from

## DEPARTMENT OF PROFESSIONAL REGULATION

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the American Speech-Language-Hearing Association--(ASHA)--which certifies--that--the--person--is--a--certified--speech-language pathologist--or--audiologist--and--verification--of--a--master's--degree--or--its--equivalent?

A) the master's degree must be conferred--from--a--regionally accredited--university--or--college--in--speech-language pathology and/or audiology?

B) for purposes of this Section an equivalent is defined--as--a bachelor's degree--from an accredited college or university and at least 42 post-baccalaureate semester hours acceptable toward a master's degree--of which at least 30 hours must be in the areas of speech-language pathology, audiology, or speech-language and hearing science--At least 21 of these 42 semester hours must be obtained from a single college--or university?

b) a complete work history--since completion--of baccalaureate degree education--and

c) the required fee set forth in Section 1465.20 of the Act?

(Source: Repealed at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 1465.20 Approved Programs

a) The Department of Professional Regulation (the "Department") shall approve a speech-language pathology or audiology program if it meets the following minimum criteria:

1) the institution is legally recognized and authorized by the jurisdiction in which it is located to confer the appropriate degree.

2) The institution has a faculty which comprises that consists of a sufficient number of full-time instructors to make certain--that the ensure educational obligations to the student are fulfilled. The faculty must have demonstrated competence as evidenced by appropriate degrees in their area(s) of teaching from professional colleges or institutions.

3) the program director must be trained in speech-language pathology, in audiology or in speech and hearing science.

4) The institution has an integrated curriculum plan which includes at least the following subject areas in professional education (60 semester hours required):

- A) Basic Communication Processes
  - i) anatomic and physiological bases
  - ii) physical bases and processes of the production and perception of speech, language and hearing
  - iii) linguistic and psycholinguistic variables related to normal development and use of speech, language and hearing

## DEPARTMENT OF PROFESSIONAL REGULATION

## NOTICE OF ADOPTED AMENDMENTS(S)

B) Speech-Language Pathology/Audiology
 

- i) speech Speech and language disorders
- ii) audiology Audiology
- iii) auditory Auditory pathology
- iv) auditory Auditory habilitation/rehabilitation

5) The institution has a clinical practicum which provides students with 300 hours of clinical experience supervised by a licensed speech-language pathologist or audiologist or a person who is ASHA certified. The experience shall take place in at least two 2 clinical settings (i.e., academic program, medical facility, community clinics).

b) In determining whether a program should be approved, the Department shall take into consideration, but not be bound by, accreditation or approval by the American Speech-Language-Hearing Association.

c) The Department has determined that all speech-language pathology and audiology master's degree programs accredited or approved by the Educational Standards Board of the American Speech-Language-Hearing Association as of January 1, 1989 1994, meet the minimum criteria set forth in this Section and are, therefore, approved.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 1465.30 Professional Experience

To meet the requirements of professional experience as set forth in Section (8)(f) of the Act, the applicant's experience:

a) shall be an equivalent of 9 months of full-time, supervised professional experience:

- 1) 30 hours or more per week over 9 months;
- 2) 25-29 hours per week over 12 months;
- 3) 20-24 hours per week over 15 months;
- 4) 15-19 hours per week over 18 months;
- 5) less than 15 hours per week will not fulfill professional experience requirements;

b) shall be in the include direct client contact in of at least 36 supervised activities, including but not limited to which--includes assessment/diagnosis/evaluation, and activities related to client habilitation/rehabilitation and management as it pertains to the practice of speech-language pathology or audiology as defined in Section 3 of the Act;

1) At least 18 of the 36 activities shall be on-site observations by the supervisor. One hour equals one on-site observation; no more than 6 hours can be accrued in one day.

2) The other supervised activities may be accomplished through correspondence and include conferences, evaluation of written reports or evaluations by professional colleagues;

c) shall be part of located in an evaluation and therapy program located in a school, clinic, hospital, community hospital or other



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- equivalent settings (e.g., nursing homes);
- d) ~~shall~~ be supervised by a licensed speech-language pathologist or licensed audiologist, ~~or--by~~ For persons who obtain supervised experience in states or territories of the United States where licensure is not required, the supervisor may be a person who holds certification from the American Speech-Language-Hearing Association.
- ~~1) Such~~ The supervisor shall be responsible for direct and personal contact, and for monitoring, improving and evaluating the performance of the individual who is under his/her supervision; and
- 2) ~~the individual's performance shall be based on no less than 36 supervised activities during the professional experience--18 of which shall be on-site observations by the supervisor--one hour equals one on-site observation; no more than 6 hours can be accrued in one day; the 18 other activities can be through correspondence and include conferences, evaluation of written reports, evaluations by professional colleagues, and~~
- e) ~~shall~~ begin after completion of the course work and clinical practicum education to meet the requirements for the master's degree.
- ~~f) In lieu of meeting the requirements set forth in subsections (a) through (e) above, the Department shall accept a letter of verification from the American Speech-Language-Hearing Association that the applicant has completed the Clinical Fellowship Year required for certification as a speech-language pathologist or audiologist.~~

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 1465.35 Supervision**

- a) Pursuant to Section 12(a) of the Act, supervision of students means that the supervisor is on-site (but not necessarily in the same room as the student) whenever the student is performing practices normally done by a licensed speech-language pathologist or audiologist. Supervision of students requires that direct supervision must be done no less than 25% of the time for treatment and 50% of the time for diagnostics. The supervisor is directly responsible to the client for all actions of that student. For purposes of this Part, direct supervision means present in the room.
- b) Supervision requirements will vary depending on the qualifications of an appropriately trained person pursuant to Section 12(b) of the Act.
- 1) If a person has completed the academic and practicum work for a master's degree in speech-language pathology or audiology (regardless of whether the individual is in the process of completing 9 months of supervised professional experience or whether the individual has finished that experience and is waiting for his/her application for licensure to be processed), the supervision shall meet the requirements set forth in Section 1465.30(d).
- 2) If a person has completed a training course other than that

## DEPARTMENT OF PROFESSIONAL REGULATION

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- culminating in a master's degree and if that individual is not exempt pursuant to Section 12(a), (c), (d) or (e);
- A) Evaluation services as defined in Section 1465.36 shall not be performed;
- B) Management services, as defined in Section 1465.36, must be supervised as follows:
- i) The treatment plan shall be developed by the supervisor;
- ii) The first 5 to 10 sessions that constitute a minimum of 10 hours of treatment for each client shall be directly supervised by the licensed speech-language pathologist or audiologist;
- iii) Subsequent to the first 10 hours, at least 1 of every 4 sessions shall be under direct supervision by the licensed speech-language pathologist or audiologist; and
- iv) Documentation shall be generated by the supervisor to verify the work of the supervisee. A report will be kept by the supervisor and the supervisee.

(Source: Added at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 1465.36 Evaluation and Management Related to Speech-Language Pathology and Audiology**

For purposes of this Part, evaluation and management related to the practice of speech-language pathology and audiology shall be defined as follows:

- a) Speech-language Pathology
- 1) Evaluation under speech-language pathology means the application of nonmedical methods and procedures for the identification, measurement, testing and appraisal of communication development, disorders or disabilities of speech, language, voice, swallowing and other speech, language and voice related disorders.
- 2) Management under speech-language pathology means habilitation, rehabilitation, counseling, consulting, directing or conducting programs that are designed to modify disorders related to communication development, and disorders or disabilities of speech, language, voice or swallowing. This may also include training in the use of augmentative communication systems, communication variation, cognitive rehabilitation, nonspeech language production and comprehension.
- b) Audiology
- 1) Evaluation under audiology means the application of nonmedical methods and procedures for the identification, measurement, testing and appraisal of hearing or vestibular function.
- 2) Management under audiology means habilitation, rehabilitation, counseling, consulting, directing or conducting of programs that are designed to modify disorders related to hearing loss or

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vestibular malfunction. This includes training in the use of amplification, including hearing aids. This also includes removal of cerumen for the purpose of performing evaluation or management procedures.

(Source: Added at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 1465.40 Application for Licensure

Each applicant for a speech-language pathology or audiology license shall file an application with the Department, on forms provided by the Department. The application shall include:

- a) certification Certification, on forms provided by the Department, of a master's degree from a program approved by the Department in accordance with Section 1465.20;
- b) passage Passage of the National Examinations in Speech-Language Pathology and/or Audiology (NESPA) set forth in Section 1465.50 or certification from the American Speech-Language-Hearing Association pursuant to Section 8(e) of the Act. Exam scores shall be submitted directly to the Department from the testing service;
- c) certification Certification, on forms provided by the Department, of completion of the equivalent of 9 months of full-time supervised professional experience as set forth in Section 1465.30 of this Part;
- d) a A complete work history since completion of a baccalaureate degree program; and
- e) the The required fee as set forth in Section 14(a)(1) of the Act.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 1465.60 Endorsement

- a) An applicant for a license as a speech-language pathologist or audiologist who is licensed under the laws of another state or territory of the United States shall file an application with the Department, on forms provided by the Department, which includes:

- 1) certification Certification, on forms provided by the Department, of a master's degree from a program approved by the Department in accordance with Section 1465.20;
- 2) certification Certification, on forms provided by the Department, of completion of the equivalent to 9 months of full-time supervised professional experience as set forth in Section 1465.30 of this Part;
- 3) in In lieu of the certifications required in subsections (1) and (2) above, the applicant may submit verification of holding current certification from the American Speech-Language-Hearing Association that the person is a certified speech-language pathologist or audiologist;

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- 4) certification Certification, on forms provided by the Department, from the state or territory of the United States in which the applicant was originally licensed and any state in which the applicant is currently licensed, stating:

- A) the The time during which the applicant was licensed;
- B) whether Whether the file of the applicant contains any record of any disciplinary actions taken or pending; and
- C) examination of Examination(s) taken and examination score(s) received;

- 5) a A complete work history since completion of a baccalaureate degree program; and

- 6) the The required fee as set forth in Section 14(a)(2) of the Act.
- b) The Department may require additional information to determine if the requirements in the state or territory of original licensure were substantially equivalent to the requirements then in effect in Illinois at the time of original licensure or to determine whether the requirements of another state or territory together with education and professional experience qualifications of the applicant are substantially equivalent to the requirements in Illinois at the time of application. The Department, upon recommendation of the Board, shall determine substantial equivalency based on, but not limited to, certification from the Speech-Language-Hearing Association; education, training, and experience, including, but not limited to, whether he/she has achieved special honors or awards, has had articles published in professional journals, has written textbooks relating to speech-language-hearing; and any other attribute which the Director accepts as evidence that such applicant has outstanding and proven ability in speech-language-hearing. The Department shall either issue a license by endorsement to the applicant or notify him/her of the reasons for the denial of his the application.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 1465.70 Renewal

- a) the first renewal period for licenses issued under the Act shall be October 31 1991 whereafter every Every license issued under the Act shall expire on October 31 of odd numbered years. The holder of a license may renew such license during the month preceding the expiration date thereof by paying the required fee.
- b) It is the responsibility of each licensee to notify the Department of any change of address. Failure to receive a renewal form from the Department shall not constitute an excuse for failure to pay the renewal fee or to renew one's license.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)



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**Section 1465.80 Restoration**

- a) A person seeking restoration of a license that has expired for 5 years or less shall have the license restored upon payment of the fees pursuant to Section 14(a)(4)(i) of the Act.
- b) A person seeking restoration of a license that has been placed on inactive status for 5 years or less shall have the license restored upon payment of the fee pursuant to Section 14(a)(4)(ii) of the Act.
- c) A person seeking restoration of a license after it has expired or been placed on inactive status for more than 5 years shall file an application, on forms supplied by the Department, together with the fee required by Section 14(a)(4) of the Act and be scheduled for an interview before the Board. The person shall also submit either:
- 1) Sworn evidence of active practice in another jurisdiction. Such evidence shall include a statement from the appropriate board or licensing authority in the other jurisdiction that the registrant was authorized to practice during the term of said active practice; or
  - 2) An affidavit attesting to military service as provided in Section 11(f) of the Act; or
  - 3) Proof of successful completion of the NESPA examination in accordance with Section 1465.50 of this Part within one year of application for restoration.
- d) When the accuracy of any submitted documentation or the relevance or sufficiency of the course work or experience is questioned by the Department because of lack of information, discrepancies or conflicts in information given or a need for clarification, the person seeking restoration of a license shall be required to:
- 1) Provide such information as may be necessary; and/or
  - 2) Appear for an interview before the Board to explain such relevance or sufficiency, clarify information or clear up any discrepancies or conflicts in information. Upon recommendation of the Board and approval by the Department, an applicant shall have the license restored.

(Source: Added at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 1465.90 Granting Variances**

- a) The Director of the Department may grant variances from these rules in individual cases where he/she finds that:
- 1) ~~the~~ The provision from which the variance is granted is not statutorily mandated;
  - 2) ~~no~~ No party will be injured by the granting of the variance; and
  - 3) ~~the~~ The rule from which the variance is granted would, in the particular case, be unreasonable or unnecessarily burdensome.
- b) The Director shall notify the Board of Speech-Language Pathology and Audiology of the granting of such variance, and the reasons therefor,

at the next meeting of the Board.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)



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1) Heading of the Part: Aid to Families with Dependent Children

2) Code Citation: 89 Ill. Adm. Code 112

3) Section Numbers: Adopted Action:

112.110 Amendment  
112.151 Amendment

4) Statutory Authority: Article IV and Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1991, ch. 23, pars. 4-1 et seq. and 12-13) [305 ILCS 5/Art. IV and 12-13]

5) Effective Date of Amendments: August 5, 1994

6) Does this rulemaking contain an automatic repeal date? No

7) Do these Amendments contain incorporations by reference? No

8) Date Filed in Agency's Principal Office: August 5, 1994

9) Notice of Proposal Published in Illinois Register: March 25, 1994 (18 Ill. Reg. 4546)

10) Has JCAR issued a Statement of Objections to these Adopted Amendments? No

11) Differences between proposal and final version: As recommended by the Administrative Code Division, in Section 112.110(g) the Ill. Rev. Stat. citation has been replaced by the ILCS cite. In addition, subsection 112.151(b)(15) and subsection 112.151(b)(16) have been renumbered to reflect amendments adopted June 1, 1994. No other changes have been made in the text of the proposed amendments.

12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes

13) Will these Amendments replace Emergency Amendments currently in effect?  
No

14) Are there any Amendments pending on this Part? Yes

Sections	Proposed Action	Illinois Register Citation
112.70	Amendment	July 22, 1994 (18 Ill. Reg. 11461)
112.78	Amendment	July 22, 1994 (18 Ill. Reg. 11461)
112.82	Amendment	May 13, 1994 (18 Ill. Reg. 7208)

15) Summary and Purpose of Amendments: These amendments address the way disaster relief payments are considered in determining eligibility and the

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amount of assistance provided under Aid to Families with Dependent Children.

Under these amendments, disaster relief payments will not be considered as either income or as an asset. Section 112.110 is being amended to add disaster relief payments to the list of types of exempt unearned income and Section 112.151 is being amended to add these payments to the list of exempt assets. These changes will benefit individuals who could have been considered ineligible for assistance, or had the amount of their assistance reduced, as a result of disaster relief payments. The number of disaster relief payments as a result of the 1993 floods has increased the significance of these changes.

Related changes have also been proposed in the rules governing Aid to the Aged, Blind, or Disabled (89 Ill. Adm. Code 113), General Assistance (89 Ill. Adm. Code 114) and Food Stamps (89 Ill. Adm. Code 121).

16) Information and questions regarding these Adopted Amendments shall be directed to:

Name: Judy Umunna  
Address: Bureau of Rules and Regulations  
Illinois Department of Public Aid  
100 South Grand Avenue East, Third Floor  
Springfield, Illinois 62762  
Telephone: (217) 524-3215

The full text of the Adopted Amendments begins on the next page:

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TITLE 89: SOCIAL SERVICES  
CHAPTER I: DEPARTMENT OF PUBLIC AID  
SUBCHAPTER b: ASSISTANCE PROGRAMS

## PART 112

## AID TO FAMILIES WITH DEPENDENT CHILDREN

## SUBPART A: GENERAL PROVISIONS

Section	
112.1	Description of the Assistance Program
112.5	Incorporation by Reference

## SUBPART B: NON-FINANCIAL FACTORS OF ELIGIBILITY

Section	
112.8	Caretaker Relative
112.9	Client Cooperation
112.10	Citizenship
112.30	Residence
112.20	Age
112.40	Relationship
112.50	Living Arrangement
112.52	Social Security Numbers
112.54	Assignment of Medical Support Rights
112.60	Lack of Parental Support or Care
112.61	Death of a Parent
112.62	Incapacity of a Parent
112.63	Continued Absence of a Parent
112.64	Unemployment of the Parent

## SUBPART C: JOB OPPORTUNITIES AND BASIC SKILLS TRAINING (JOBS) PROGRAM

Section	
112.70	Participation Requirements for JOBS
112.71	Individuals Exempt from JOBS
112.72	JOBS Participation/Cooperation Requirements
112.73	Failure to Participate with the Work Incentive Demonstration Program (Renumbered)
112.74	JOBS Initial Assessment Process/Development of an Employability Plan
112.76	JOBS Orientation
112.77	Conciliation and Fair Hearings
112.78	JOBS Components
112.79	JOBS Sanctions
112.80	Good Cause for Failure to Comply with JOBS Participation Requirements
112.81	Responsible Relative Eligibility For JOBS
112.82	JOBS Supportive Services
112.83	Young Parents Program
112.84	Work Experience Evaluation Project
112.85	Four Year College/Vocational Training Demonstration Project

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## SUBPART E: PROJECT ADVANCE

Section	
112.86	Project Advance
112.87	Project Advance Experimental and Control Groups
112.88	Project Advance Participation Requirements of Experimental Group Members and Adjudicated Fathers
112.89	Project Advance Cooperation Requirements of Experimental Group Members and Adjudicated Fathers
112.90	Project Advance Sanctions
112.91	Good Cause for Failure to Comply with Project Advance
112.93	Individuals Exempt From Project Advance
112.95	Project Advance Supportive Services

## SUBPART F: EXCHANGE PROGRAM

Section	
112.98	Exchange Program

## SUBPART G: FINANCIAL FACTORS OF ELIGIBILITY

Section		Date of
112.100	Unearned Income	
112.101	Unearned Income of Stepparent or Parent	
112.105	Budgeting Unearned Income	
112.106	Budgeting Unearned Income of Applicants Employed On	
112.107	Application And/Or Date Of Decision	
112.108	Initial Receipt of Unearned Income	
112.110	Termination of Unearned Income	
112.111	Exempt Unearned Income	
112.115	Education Benefits	
112.120	Incentive Allowances	
112.125	Unearned Income In-Kind	
112.126	Earmarked Income	
112.127	Lump Sum Payments	
112.128	Protected Income	
112.130	Earned Income	
112.131	Earned Income Tax Credit	
112.132	Budgeting Earned Income	
112.133	Budgeting Earned Income of Applicants Employed On Date of Application And/Or Date Of Decision	
112.134	Initial Employment	
112.135	Budgeting Earned Income For Contractual Employees	
112.136	Budgeting Earned Income For Non-Contractual School Employees	
112.137	Termination of Employment	
112.138	Transitional Payments	
112.140	Exempt Earned Income	
112.141	Earned Income Exemption	
112.142	Exclusion From Earned Income Exemption	
112.143	Recognized Employment Expenses	

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112.144 Income From Work/Study/Training Program  
 112.145 Earned Income From Self-Employment  
 112.146 Earned Income From Roomer and Boarder  
 112.147 Income From Rental Property  
 112.148 Payments from the Illinois Department of Children and Family Services  
 112.149 Earned Income In-Kind  
 112.150 Assets  
 112.151 Exempt Assets  
 112.152 Asset Disregards  
 112.153 Deferral of Consideration of Assets  
 112.154 Property Transfers  
 112.155 AFDC Income Limit

## SUBPART H: PAYMENT AMOUNTS

Section  
 112.250 Grant Levels  
 112.251 Payment Levels in AFDC  
 112.252 Payment Levels in AFDC Group I Counties  
 112.253 Payment Levels in AFDC Group II Counties  
 112.254 Payment Levels in AFDC Group III Counties

## SUBPART I: OTHER PROVISIONS

Section  
 112.300 Persons Who May Be Included in the Assistance Unit  
 112.301 Presumptive Eligibility  
 112.302 Monthly Reporting  
 112.303 Retrospective Budgeting  
 112.304 Budgeting Schedule  
 112.305 Strikers  
 112.306 Foster Care Program  
 112.307 Responsibility of Sponsors of Aliens  
 112.308 Special Needs Authorizations  
 112.309 Institutional Status  
 112.315 Young Parent Program (Renumbered)  
 112.320 Redetermination of Eligibility  
 112.330 Twelve Month Extension of Medical Assistance Due to Increased Income from Employment  
 112.331 Four Month Extension of Medical Assistance Due to Child Support Collections  
 112.332 Extension of Medical Assistance Due to Loss of Earned Income Disregard (Repealed)  
 112.340 New Start Payments to Individuals Released from Department of Corrections Facilities

## SUBPART J: CHILD CARE

Section

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112.350 Child Care  
 112.352 Child Care Eligibility  
 112.354 Qualified Provider  
 112.356 Notification of Available Services  
 112.358 Participant Rights and Responsibilities  
 112.362 Additional Service to Secure or Maintain Child Care Arrangements  
 112.364 Rates of Payment for Child Care  
 112.366 Method of Providing Child Care  
 112.370 Non-JOBS Education and Training Program

## SUBPART K: TRANSITIONAL CHILD CARE

Section  
 112.400 Transitional Child Care Eligibility  
 112.404 Duration of Eligibility for Transitional Child Care  
 112.406 Loss of Eligibility for Transitional Child Care  
 112.408 Qualified Child Care Providers  
 112.410 Notification of Available Services  
 112.412 Participant Rights and Responsibilities  
 112.414 Child Care Overpayments and Recoveries  
 112.416 Fees for Service for Transitional Child Care  
 112.418 Rates of Payment for Transitional Child Care

AUTHORITY: Implementing Article IV and authorized by Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1991, ch. 23, pars. 4-1 et seq. and 12-13) [305 ILCS 5/Art. IV and 5/12-13].

SOURCE: Filed effective December 30, 1977; peremptory amendment at 2 Ill. Reg. 17, p. 117, effective February 1, 1978; amended at 2 Ill. Reg. 31, p. 134, effective August 5, 1978; emergency amendment at 2 Ill. Reg. 37, p. 4, effective August 30, 1978, for a maximum of 150 days; peremptory amendment at 2 Ill. Reg. 46, p. 44, effective November 1, 1978; peremptory amendment at 2 Ill. Reg. 46, p. 56, effective November 1, 1978; emergency amendment at 3 Ill. Reg. 16, p. 41, effective April 9, 1979, for a maximum of 150 days; emergency amendment at 3 Ill. Reg. 28, p. 182, effective July 1, 1979, for a maximum of 150 days; amended at 3 Ill. Reg. 33, p. 399, effective August 18, 1979; amendment at 3 Ill. Reg. 33, p. 415, effective August 18, 1979; amended at 3 Ill. Reg. 38, p. 243, effective September 21, 1979, peremptory amendment at 3 Ill. Reg. 38, p. 321, effective September 7, 1979; amended at 3 Ill. Reg. 40, p. 140, effective October 6, 1979; amended at 3 Ill. Reg. 46, p. 36, effective November 2, 1979; amended at 3 Ill. Reg. 47, p. 96, effective November 13, 1979; amended at 3 Ill. Reg. 48, p. 1, effective November 15, 1979; peremptory amendment at 4 Ill. Reg. 9, p. 259, effective February 22, 1980; amended at 4 Ill. Reg. 10, p. 258, effective February 25, 1980; amended at 4 Ill. Reg. 12, p. 551, effective March 10, 1980; amended at 4 Ill. Reg. 27, p. 387, effective June 24, 1980; emergency amendment at 4 Ill. Reg. 29, p. 294, effective July 8, 1980, for a maximum of 150 days; amended at 4 Ill. Reg. 37, p. 797, effective September 2, 1980; amended at 4 Ill. Reg. 37, p. 800, effective September 2, 1980; amended at 4 Ill. Reg. 45, p. 134, effective October 27, 1980; amended at



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5 Ill. Reg. 766, effective January 2, 1981; amended at 5 Ill. Reg. 1134, effective January 26, 1981; peremptory amendment at 5 Ill. Reg. 5722, effective June 1, 1981; amended at 5 Ill. Reg. 7071, effective June 23, 1981; amended at 5 Ill. Reg. 7104, effective June 23, 1981; amended at 5 Ill. Reg. 8041, effective July 27, 1981; amended at 5 Ill. Reg. 8052, effective July 24, 1981; peremptory amendment at 5 Ill. Reg. 8106, effective August 1, 1981; peremptory amendment at 5 Ill. Reg. 10062, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10079, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10095, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10113, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10124, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10131, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10730, effective October 1, 1981; amended at 5 Ill. Reg. 10733, effective October 1, 1981; amended at 5 Ill. Reg. 10760, effective October 1, 1981; amended at 5 Ill. Reg. 10767, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 11647, effective October 16, 1981; peremptory amendment at 6 Ill. Reg. 611, effective January 1, 1982; amended at 6 Ill. Reg. 1216, effective January 14, 1982; emergency amendment at 6 Ill. Reg. 2447, effective March 1, 1982, for a maximum of 150 days; peremptory amendment at 6 Ill. Reg. 2452, effective February 11, 1982; peremptory amendment at 6 Ill. Reg. 6475, effective May 18, 1982; peremptory amendment at 6 Ill. Reg. 6912, effective May 20, 1982; emergency amendment at 6 Ill. Reg. 7299, effective June 2, 1982, for a maximum of 150 days; amended at 6 Ill. Reg. 8115, effective July 1, 1982; amended at 6 Ill. Reg. 8142, effective July 1, 1982; amended at 6 Ill. Reg. 8159, effective July 1, 1982; amended at 6 Ill. Reg. 10970, effective August 26, 1982; amended at 6 Ill. Reg. 11921, effective September 21, 1982; amended at 6 Ill. Reg. 12293, effective October 1, 1982; amended at 6 Ill. Reg. 12318, effective October 1, 1982; amended at 6 Ill. Reg. 13754, effective November 1, 1982; rules repealed, new rules adopted and codified at 7 Ill. Reg. 907, effective January 11, 1983; rules repealed and 1983; amended (by adding Sections being codified with no substantive change) at 7 Ill. Reg. 2720, effective February 28, 7 Ill. Reg. 5195; amended at 7 Ill. Reg. 11284, effective August 26, 1983; amended at 7 Ill. Reg. 13920, effective October 7, 1983; amended at 7 Ill. Reg. 15690, effective November 9, 1983; amended (by adding sections being codified with no substantive change) at 7 Ill. Reg. 16105; amended at 7 Ill. Reg. 17344, effective December 21, 1983; amended at 8 Ill. Reg. 213, effective December 27, 1983; emergency amendment at 8 Ill. Reg. 569, effective January 1, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 4176, effective March 19, 1984; amended at 8 Ill. Reg. 5207, effective April 9, 1984; amended at 8 Ill. Reg. 7226, effective May 16, 1984; amended at 8 Ill. Reg. 11391, effective June 27, 1984; amended at 8 Ill. Reg. 12333, effective June 29, 1984; amended (by adding Sections being codified with no substantive change) at 8 Ill. Reg. 17894; peremptory amendment at 8 Ill. Reg. 18127, effective October 1, 1984; peremptory amendment at 8 Ill. Reg. 19889, effective October 1, 1984; amended at 8 Ill. Reg. 19983, effective October 3, 1984; emergency amendment at 8 Ill. Reg. 21666, effective October 19, 1984 for a maximum of 150 days; amended at 8 Ill. Reg. 21621, effective October 23, 1984; amended at 8 Ill. Reg. 25023, effective December 19, 1984; amended at 9 Ill. Reg. 282, effective January 1, 1985; amended at 9 Ill. Reg. 4062, effective March 15, 1985; amended at 9 Ill.

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Reg. 8155, effective May 17, 1985; emergency amendment at 9 Ill. Reg. 10094, effective June 19, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 11317, effective July 5, 1985; amended at 9 Ill. Reg. 12795, effective August 9, 1985; amended at 9 Ill. Reg. 15887, effective October 4, 1985; amended at 9 Ill. Reg. 16277, effective October 11, 1985; amended at 9 Ill. Reg. 17827, effective November 18, 1985; emergency amendment at 10 Ill. Reg. 354, effective January 1, 1986, for a maximum of 150 days; amended at 10 Ill. Reg. 1172, effective January 10, 1986; amended at 10 Ill. Reg. 3641, effective January 30, 1986; amended at 10 Ill. Reg. 4885, effective March 7, 1986; amended at 10 Ill. Reg. 8118, effective May 1, 1986; amended at 10 Ill. Reg. 10628, effective June 1, 1986; amended at 10 Ill. Reg. 11017, effective June 6, 1986; Sections 112.78 through 112.86 and 112.88 recodified to 89 Ill. Adm. Code 160 at 10 Ill. Reg. 11928; emergency amendment at 10 Ill. Reg. 12107, effective July 1, 1986, for a maximum of 150 days; amended at 10 Ill. Reg. 12650, effective July 14, 1986; amended at 10 Ill. Reg. 14681, effective August 29, 1986; amended at 10 Ill. Reg. 15101, effective September 5, 1986; amended at 10 Ill. Reg. 15621, effective September 19, 1986; amended at 10 Ill. Reg. 21860, effective December 12, 1986; amended at 11 Ill. Reg. 2280, effective January 16, 1987; amended at 11 Ill. Reg. 3140, effective January 30, 1987; amended at 11 Ill. Reg. 4682, effective March 6, 1987; amended at 11 Ill. Reg. 5223, effective March 11, 1987; amended at 11 Ill. Reg. 6228, effective March 20, 1987; amended at 11 Ill. Reg. 9927, effective May 15, 1987; amended at 11 Ill. Reg. 12003, effective November 1, 1987; emergency amendment at 11 Ill. Reg. 12432, effective July 10, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 12908, effective July 30, 1987; emergency amendment at 11 Ill. Reg. 12935, effective August 1, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 13625, effective August 1, 1987; amended at 11 Ill. Reg. 14755, effective August 26, 1987; amended at 11 Ill. Reg. 18679, effective November 1, 1987; emergency amendment at 11 Ill. Reg. 18781, effective November 1, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 20114, effective December 4, 1987; Sections 112.90 and 112.95 recodified to Sections 112.52 and 112.54 at 11 Ill. Reg. 20610; amended at 11 Ill. Reg. 20889, effective December 14, 1987; amended at 12 Ill. Reg. 844, effective January 1, 1988; emergency amendment at 12 Ill. Reg. 1929, effective January 1, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 2126, effective January 12, 1988; SUBPARTS C, D and E recodified to SUBPARTS G, H and I at 12 Ill. Reg. 2136; amended at 12 Ill. Reg. 3487, effective January 22, 1988; amended at 12 Ill. Reg. 6159, effective March 18, 1988; amended at 12 Ill. Reg. 6694, effective March 22, 1988; amended at 12 Ill. Reg. 7336, effective May 5, 1988; amended at 12 Ill. Reg. 7673, effective April 20, 1988; amended at 12 Ill. Reg. 9032, effective May 20, 1988; amended at 12 Ill. Reg. 10481, effective June 13, 1988; amended at 12 Ill. Reg. 14172, effective August 30, 1988; amended at 12 Ill. Reg. 14669, effective September 16, 1988; amended at 13 Ill. Reg. 70, effective January 1, 1989; amended at 13 Ill. Reg. 6017, effective April 14, 1989; amended at 13 Ill. Reg. 8567, effective May 22, 1989; emergency amendment at 13 Ill. Reg. 16142, effective October 2, 1989, for a maximum of 150 days; amended at 13 Ill. Reg. 16006, effective October 6, 1989; amended at 14 Ill. Reg. 705, effective January 1, 1990; amended at 14 Ill. Reg. 3170, effective February 13, 1990; amended at 14 Ill. Reg. 3575, effective February 23, 1990; amended at 14 Ill. Reg. 6306,

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effective April 16, 1990; amended at 14 Ill. Reg. 10379, effective June 20, 1990; amended at 14 Ill. Reg. 13562, effective August 10, 1990; amended at 14 Ill. Reg. 14140, effective August 17, 1990; amended at 14 Ill. Reg. 16937, effective September 30, 1990; emergency amendment at 15 Ill. Reg. 338, effective January 1, 1991, for a maximum of 150 days; emergency amendment at 15 Ill. Reg. 2862, effective February 4, 1991, for a maximum of 150 days; emergency expired July 4, 1991; amended at 15 Ill. Reg. 5275, effective April 1, 1991; amended at 15 Ill. Reg. 5684, effective April 10, 1991; amended at 15 Ill. Reg. 11127, effective July 19, 1991; amended at 15 Ill. Reg. 11447, effective July 25, 1991; amended at 15 Ill. Reg. 14227, effective September 30, 1991; amended at 15 Ill. Reg. 17308, effective November 18, 1991; amended at 16 Ill. Reg. 9972, effective June 15, 1992; amended at 16 Ill. Reg. 11550, effective July 15, 1992; emergency amendment at 16 Ill. Reg. 11652, effective July 1, 1992, for a maximum of 150 days; emergency amendment at 16 Ill. Reg. 13629, effective September 1, 1992, for a maximum of 150 days; amended at 16 Ill. Reg. 17724, effective November 9, 1992; amended at 16 Ill. Reg. 20147, effective December 14, 1992; amended at 17 Ill. Reg. 357, effective December 24, 1992; amended at 17 Ill. Reg. 813, effective January 15, 1993; amended at 17 Ill. Reg. 2253, effective February 15, 1993; amended at 17 Ill. Reg. 4312, effective March 25, 1993; emergency amendment at 17 Ill. Reg. 6325, effective April 9, 1993, for a maximum of 150 days; amended at 17 Ill. Reg. 6792, effective April 21, 1993; amended at 17 Ill. Reg. 15017, effective September 3, 1993; amended at 17 Ill. Reg. 19156, effective October 25, 1993; emergency amendment at 17 Ill. Reg. 19696, effective November 1, 1993, for a maximum of 150 days; amended at 18 Ill. Reg. 5909, effective March 1, 1994; amended at 18 Ill. Reg. 5994, effective April 27, 1994; amended at 18 Ill. Reg. 8703, effective June 1, 1994; amended at 18 Ill. Reg. 10774, effective June 27, 1994; amended at 18 Ill. Reg. 12805, effective AUG 05 1994.

## Section 112.110 Exempt Unearned Income

The following unearned income shall be exempt from consideration in determining eligibility and the level of assistance payment:

- a) The value of the coupon allotment under the Food Stamp Act of 1977 (7 U.S.C. 2017(b));
- b) The value of the U.S. Department of Agriculture donated foods (surplus commodities);
- c) Any payment received under the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (42 U.S.C. 4636);
- d) Any funds distributed per capita to or held in trust for members of any Indian Tribe under P.L. 92-254, P.L. 93-134, P.L. 94-114 or P.L. 94-540;
- e) Any benefits received under Title VII, Nutrition Program for the Elderly, of the Older Americans Act of 1965, as amended (42 U.S.C. 3045 et seq.);
- f) Any compensation provided to individual volunteers under the Retired Senior Volunteer Program and the Foster Grandparent Program and Older Americans Community Service Programs established under Title II of the Domestic Volunteer Service Act, as amended (42 U.S.C. 4951 et seq.);

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- g) Income received under the provisions of Section 4(c) of the Senior Citizens and Disabled Persons Property Tax Relief and Pharmaceutical Assistance Act (Ill. Rev. Stat. 1991, ch. 67 1/2, par. 404(c)) [320 ILCS 25/4(c)]. This includes both the benefits commonly known as the circuit breaker and additional grants;
- h) Payments to volunteers under the 1973 Domestic Volunteer Service Act (48 U.S.C. 5044 (q)). These include:
  - 1) Vista Volunteers;
  - 2) Volunteers serving as senior health aids, senior companions, or foster grandparents;
  - 3) Persons serving in the Service Corps of Retired Executives (SCORE) or the Active Corps of Executives (ACE);
- i) Unearned income such as need based payments, cash assistance, compensation in lieu of wages and allowances received through the Jobs Training Partnership Act;
- j) Inconsequential income, which is defined as gifts, prizes or other unearned income (excluding those unearned income items referenced in subsections (a) through (i) above), of up to \$30 per person per quarter;
- k) Social Security death benefit expended on a funeral and/or burial;
- l) The value of home produce which is used for personal consumption;
- m) The value of supplemental food assistance received under the Child Nutrition Act of 1966, as amended (42 U.S.C. 1780(b)) and the special food service program for children under the National School Lunch Act, as amended (42 U.S.C. 1760);
- n) Tax exempt portions of payments made pursuant to the Alaska Native Claims Settlement Act (43 U.S.C. 1626);
- o) Experimental Housing Allowance Program payments made under Annual Contributions Contracts entered into prior to January 1, 1975 under Section 23 of the U.S. Housing Act of 1937, as amended (42 U.S.C. 1437 (f));
- p) Child support payments made to an assistance unit by the Department which represents the first \$50 or any lesser amount of support collected, in a month;
- q) Payments received under Title I of P.L. 100-383 of the Civil Liberties Act of 1988 (50 U.S.C. 1989b thru 1989b-8);
- r) Payments received under Title II of P.L. 100-383 of the Aleutian and Pribilof Islands Restitution Act (50 U.S.C. 1989c thru 1989c-8);
- s) Payments made to veterans who receive an annual disability payment or to the survivors of deceased veterans who receive a one-time lump sum payment from the Agent Orange Settlement Fund or any other fund referencing Agent Orange product liability under P.L. 101-201;
- t) Payments received under the Radiation Exposure Compensation Act;
- u) Federal subsidized housing payments under Section 8 of the Housing and Community Development Act of 1974, effective January 1, 1975, of the U.S. Housing Act of 1937, as amended;
- v) Payments from the principal or trust of a trust fund made to or on behalf of a dependent child when the court orders the money released for a specific purpose other than the income maintenance needs of the



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child;

- w) Adoption subsidy on foster care payments received from the Department of Children and Family Services (DCFS);
- x) Supportive Service payments made by Project Chance to any Project Chance participant (Section 112.82); and
- y) Benefits paid to eligible households under the Low Income Home Energy Assistance Act of 1981 pursuant to Section 2605(f) of P.L. 97-35; and
- z) Disaster relief payment provided by federal, state or local government or a disaster assistance organization.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 112.151 Exempt Assets

- a) The following assets are exempt from consideration in determining eligibility for assistance and the amount of the assistance payment:
  - 1) A home which is the usual residence of the assistance unit.
  - 2) Clothing, personal effects and household furnishings.
  - 3) One automobile if the equity value does not exceed \$1500.
  - 4) The value of the coupon allotment under the Food Stamp Act of 1977 (7 U.S.C. 2011 et seq.).
  - 5) The value of the U.S. Department of Agriculture donated foods (surplus commodities).
  - 6) The value of supplemental food assistance received under the Child Nutrition Act of 1966 (42 U.S.C. 1771 et seq.) as amended, and the special food service program for children under the National School Lunch Act (42 U.S.C. 1751 et seq.), as amended.
  - 7) The principal and interest of a trust fund which, upon petition, the court refuses to release and one time only payments released for a specific purpose other than income maintenance needs of the child.
  - 8) Burial plots.
  - 9) Prepaid Funeral Agreements worth \$1500 or less per person.
  - 10) Donations or benefits from fund raisers held for a seriously ill client provided the client or a responsible relative of the client does not have control (e.g., not available to the client or the responsible relative) over the donations or benefits or the disbursement of the donations or benefits.
- b) In addition to the above, the following assets are exempt. The assets listed in this subsection (b) ~~these assets listed in subsections (1) through (10) below~~ remain exempt only as long as they can be separately identified if they are added to an existing account. If the amount of combined assets at any time, from the time of the receipt of the exempt asset or assets ~~asset(s)~~ until the date of the eligibility determination or redetermination, fall below the amount of the exempted assets, only the lowest balance remains exempt.
  - 1) The assets of a stepparent for purposes of determining the stepchild's eligibility.

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- 2) Any benefits received under Title VII, Nutrition Program for the Elderly of the Older Americans Act of 1965 (42 U.S.C. 3045 et seq.), as amended.
- 3) Any payment received under Title II of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (42 U.S.C. 4601 et seq.).
- 4) Any payments distributed per capita or held in trust for members of any Indian Tribe under P.L. 92-254, P.L. 93-134 or P.L. 94-540.
- 5) Tax-exempt portions of payments made pursuant to the Alaska Native Claims Settlement Act (43 U.S.C. 1601 et seq.).
- 6) Federally subsidized housing payments under Section 8 of the Housing and Community Development Act of 1974 (42 U.S.C. 1301 et seq.), effective January 1, 1975, of the U.S. Housing Act of 1937, as amended.
- 7) Effective October 17, 1975, receipts distributed to certain Indian Tribal members of marginal land held by the United States government.
- 8) Payments to Volunteers under the 1973 Domestic Volunteer Service Act (42 U.S.C. 4951 et seq.). These include:
  - A) Volunteers In Service To America (Vista) volunteers (42 U.S.C. 4951 et seq.).
  - B) Volunteers serving as senior health aids, senior companions, foster grandparents or persons serving in the Senior Corps of Retired Executives (SCORE) (15 U.S.C. 637 et seq.) and Active Corps of Executives (ACE) (15 U.S.C. 637 et seq.).
- 9) Any grant or loan to an undergraduate student for educational purposes made or insured under any programs administered by the Commissioner of Education.
- 10) For those individuals who have approved self-employment plans under Section 112.78, business assets must be separate from personal assets. Business assets are those assets that are directly related to producing goods and services that have been purchased after the business begins or as part of an approved self-employment plan (see Section 112.78). Business assets are considered exempt unless it is determined that the equity value (the value for which the asset can be sold less any amount owed on the asset) exceeds \$1,000. If the assets are determined to exceed \$1,000 but are less than \$5,000 the case is to be referred to the Bureau of APDC JOBS Administration for review to ensure that the assets in excess of \$1,000 are appropriate for business assets. A determination of business assets will be completed two years after the plan is approved.
- 11) Any payments received under Title I of P.L. 100-383 of the Civil Liberties Act of 1988 (50 U.S.C. 1989b thru 1989b-8).
- 12) Any payment received under Title II of P.L. 100-383 of the Aleutian and Pribilof Islands Restitution Act (50 U.S.C. 1989c thru 1989c-8).
- 13) Payments made to veterans who receive an annual disability



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payment or to the survivors of deceased veterans who receive a one time lump sum payment from the Agent Orange Settlement Fund or any other fund referencing Agent Orange product liability under P.L. 101-200.

- 14) Payments made by the Illinois Department of Mental Health and Developmental Disabilities under the Family Assistance Program for Mentally Disabled Children under the Developmental Disabilities Services Law (405 ILCS 80).
- 15) Assets accumulated from income earned through employment under the federal "Health Start" Project.

16) Disaster relief payments provided by federal, state or local government or a disaster assistance organization.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

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- 1) Heading of the Part: Aid to the Aged, Blind or Disabled
- 2) Code Citation: 89 Ill. Adm. Code 113
- 3) Section Numbers: Adopted Action:  
113.113 Amendment  
113.141 Amendment
- 4) Statutory Authority: Article III and Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1991, ch. 23, pars. 3-1 et seq. and 12-13) [305 ILCS 5/Art. III and 12-13]
- 5) Effective Date of Amendments: August 5, 1994
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Do these Amendments contain incorporations by reference? No
- 8) Date Filed in Agency's Principal Office: August 5, 1994
- 9) Notice of Proposal Published in Illinois Register: March 25, 1994 (18 Ill. Reg. 4562)
- 10) Has JCAR issued a Statement of Objections to these Adopted Amendments? No
- 11) Differences between proposal and final version: In Section 113.11(k) and (s) and in Section 113.141(d)(2), "[xxx ILCS xxxxx]" has been replaced with the correct ILCS cite. No other changes have been made in the text of the proposed amendments.

12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes

13) Will these Amendments replace Emergency Amendments currently in effect? No

14) Are there any Amendments pending on this Part? No

15) Summary and Purpose of Amendments: These amendments address the way disaster relief payments are considered in determining eligibility and the amount of assistance provided under Aid to the Aged, Blind, and Disabled.

Under these amendments, disaster relief payments will not be considered as either income or as an asset. Section 113.113 is being amended to add disaster relief payments to the list of types of exempt unearned income and Section 113.141 is being amended to add these payments to the list of exempt assets. These changes will benefit individuals who could have been considered ineligible for assistance, or had the amount of their assistance reduced, as a result of disaster relief payments. The number of disaster

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relief payments as a result of the 1993 floods has increased the significance of these changes.

Related changes have been proposed in the rules governing Aid to Families with Dependent Children (89 Ill. Adm. Code 112), General Assistance (89 Ill. Adm. Code 114) and Food Stamps (89 Ill. Adm. Code 121).

16) Information and questions regarding these Adopted Amendments shall be directed to:

**Name:** Judy Umunna  
**Address:** Bureau of Rules and Regulations  
Illinois Department of Public Aid  
100 South Grand Avenue East, Third Floor  
Springfield, Illinois 62762  
**Telephone:** (217) 524-3215

The full text of the Adopted Amendments begins on the next page:

TITLE 89: SOCIAL SERVICES  
CHAPTER I: DEPARTMENT OF PUBLIC AID  
SUBCHAPTER b: ASSISTANCE PROGRAMS

PART 113  
AID TO THE AGED, BLIND OR DISABLED

## SUBPART A: GENERAL PROVISIONS

Section	Description of the Assistance Program Incorporation By Reference
113.1	
113.5	

## SUBPART B: NON-FINANCIAL FACTORS OF ELIGIBILITY

Section	
1113.9	Client Cooperation
1113.10	Citizenship
1113.20	Residence
1113.30	Age
1113.40	Blind
1113.50	Disabled
1113.60	Living Arrangement
1113.70	Institutional Status
1113.80	Social Security Number

### SUBPART C: FINANCIAL FACTORS OF ELIGIBILITY

[illegible]

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113.117 Budgeting Earned Income For Non-contractual School Employees  
 113.118 Termination of Employment  
 113.120 Exempt Earned Income  
 113.125 Recognized Employment Expenses  
 113.130 Income From Work/Study/Training Programs  
 113.131 Earned Income From Self-Employment  
 113.132 Earned Income From Roomer and Boarder  
 113.133 Earned Income From Rental Property  
 113.134 Earned Income In-Kind  
 113.139 Payments from the Illinois Department of Children and Family Services  
 113.140 Assets  
 113.141 Exempt Assets  
 113.142 Asset Disregard  
 113.143 Deferral of Consideration of Assets  
 113.154 Property Transfers For Applications Filed Prior To October 1, 1989 (Repealed)  
 113.155 Property Transfers For Applications Filed On Or After October 1, 1989  
 113.156 Court Ordered Child Support Payments of Parent/Step-Parent  
 113.157 Sponsors of Aliens  
 113.160 Assignment of Medical Support Rights

## SUBPART D: PAYMENT AMOUNTS

Section  
 113.245 Payment Levels for AABD  
 113.246 Personal Allowance  
 113.247 Personal Allowance Amounts  
 113.248 Shelter  
 113.249 Utilities and Heating Fuel  
 113.250 Laundry  
 113.251 Telephone  
 113.252 Transportation, Lunches, Special Fees  
 113.253 Allowances for Increase in SSI Benefits  
 113.254 Nursing Care or Personal Care in Home Not Subject to Licensing  
 113.255 Sheltered Care in a Licensed Group Care Facility  
 113.256 Shopping Allowance  
 113.257 Special Allowances for Blind and Partially Sighted (Blind Only)  
 113.258 Home Delivered Meals  
 113.259 AABD Fuel and Utility Allowances By Area  
 113.260 Sheltered Care Rates  
 113.261 Cases in Licensed Intermediate Care Facilities, Licensed Skilled Nursing Facilities, DMHDD Facilities and All Other Licensed Medical Facilities

## SUBPART E: OTHER PROVISIONS

Section  
 113.300 Persons Who May Be Included In the Assistance Unit  
 113.301 Grandfathered Cases

113.302 Interim Assistance  
 113.303 Special Needs Authorizations  
 113.304 Retrospective Budgeting  
 113.305 Budgeting Schedule  
 113.306 Purchase and Repair of Household Furniture (Repealed)  
 113.307 Property Repairs and Maintenance  
 113.308 Excess Shelter Allowance  
 113.320 Redetermination of Eligibility

## SUBPART F: INTERIM ASSISTANCE

Section  
 113.400 Description of the Interim Assistance Program  
 113.405 Pending SSI Application  
 113.410 More Likely Than Not Eligible for SSI  
 113.415 Non-Financial Factors of Eligibility  
 113.420 Financial Factors of Eligibility  
 113.425 Payment Levels for Chicago Interim Assistance Cases  
 113.430 Payment Levels for all Interim Assistance Cases Outside Chicago  
 113.435 Medical Eligibility  
 113.440 Attorney's Fees for SSI Applicants  
 113.445 Advocacy Program for Persons Receiving Interim Assistance  
 113.500 Attorney's Fees for SSI Appellants (Renumbered)

AUTHORITY: Implementing Article III and authorized by Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1991, ch. 23, pars. 3-1 et seq. and 12-13) [305 ILCS 5/Art. 3 and 5/12-13].

SOURCE: Filed effective December 30, 1977; peremptory amendment at 2 Ill. Reg. 17, p. 117, effective February 1, 1978; amended at 2 Ill. Reg. 31, p. 134, effective August 5, 1978; emergency amendment at 2 Ill. Reg. 37, p. 4, effective August 30, 1978, for a maximum of 150 days; peremptory amendment at 2 Ill. Reg. 46, p. 44, effective November 1, 1978; emergency amendment at 3 Ill. Reg. 16, p. 41, effective April 9, 1979, for a maximum of 150 days; emergency amendment at 3 Ill. Reg. 28, p. 182, effective July 1, 1979, for a maximum of 150 days; amended at 3 Ill. 33, p. 399, effective August 18, 1979; amendment at 3 Ill. Reg. 33, p. 415, effective August 18, 1979; amended at 3 Ill. Reg. 38, p. 243, effective September 21, 1979, peremptory amendment at 3 Ill. Reg. 38, p. 321, effective September 7, 1979; amended at 3 Ill. Reg. 40, p. 140, effective October 6, 1979; amended at 3 Ill. Reg. 46, p. 36, effective November 2, 1979; amended at 3 Ill. Reg. 47, p. 96, effective November 13, 1979; amended at 3 Ill. Reg. 48, p. 1, effective November 15, 1979; peremptory amendment at 4 Ill. Reg. 10, p. 111, Reg. 9, p. 259, effective February 22, 1980; amended at 4 Ill. Reg. 12, p. 551, effective March 258, effective February 25, 1980; at 4 Ill. Reg. 27, p. 387, effective June 24, 1980; emergency amendment at 4 Ill. Reg. 29, p. 294, effective July 8, 1980, for a maximum of 150 days; amended at 4 Ill. Reg. 37, p. 797, effective September 2, 1980; amended at 4 Ill. Reg. 37, p. 800, effective September 2, 1980; amended at 4 Ill. Reg. 45, p. 134, effective October 27, 1980; amended at 5 Ill. Reg. 766,



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effective January 2, 1981; amended at 5 Ill. Reg. 1134, effective January 26, 1981; peremptory amendment at 5 Ill. Reg. 5722, effective June 1, 1981; amended at 5 Ill. Reg. 7071, effective June 23, 1981; amended at 5 Ill. Reg. 7104, effective June 23, 1981; amended at 5 Ill. Reg. 8041 effective July 27, 1981; amended at 5 Ill. Reg. 8052, effective July 24, 1981; peremptory amendment at 5 Ill. Reg. 8106, effective August 1, 1981; peremptory amendment at 5 Ill. Reg. 10062, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10079, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10095, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10113, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10124, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10131, effective October 1, 1981; amended at 5 Ill. Reg. 10730, effective October 1, 1981; amended at 5 Ill. Reg. 10733, effective October 1, 1981; amended at 5 Ill. Reg. 10760, effective October 1, 1981; amended at 5 Ill. Reg. 10767, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 11647, effective October 16, 1981; peremptory amendment at 6 Ill. Reg. 611, effective January 1, 1982, amended at 6 Ill. Reg. 1216, effective January 14, 1982; emergency amendment at 6 Ill. Reg. 2447, effective March 1, 1982, for a maximum of 150 days; peremptory amendment at 6 Ill. Reg. 2452, effective February 11, 1982; peremptory amendment at 6 Ill. Reg. 6475, effective May 18, 1982; peremptory amendment at 6 Ill. Reg. 6912, effective May 20, 1982; emergency amendment at 6 Ill. Reg. 7299, effective June 2, 1982, for a maximum of 150 days; amended at 6 Ill. Reg. 8115, effective July 1, 1982; amended at 6 Ill. Reg. 8142, effective July 1, 1982; amended at 6 Ill. Reg. 8159, effective July 1, 1982; amended at 6 Ill. Reg. 10970, effective August 26, 1982; amended at 6 Ill. Reg. 11921, effective September 21, 1982; amended at 6 Ill. Reg. 12293, effective October 1, 1982; amended at 6 Ill. Reg. 12318, effective October 1, 1982; amended at 6 Ill. Reg. 13754, effective November 1, 1982; rules repealed, new rules adopted and codified at 7 Ill. Reg. 907, effective January 10, 1983; amended (by adding Sections being codified with no substantive change) at 7 Ill. Reg. 5195; amended at 7 Ill. Reg. 9367, effective August 1, 1983; amended at 7 Ill. Reg. 17351, effective December 21, 1983; amended at 8 Ill. Reg. 537, effective December 30, 1983; amended at 8 Ill. Reg. 5225, effective April 9, 1984; amended at 8 Ill. Reg. 6746, effective April 27, 1984; amended at 8 Ill. Reg. 11414, effective June 27, 1984; amended at 8 Ill. Reg. 13273, effective July 16, 1984; amended (by sections being codified with no substantive change) at 8 Ill. Reg. 17895; amended at 8 Ill. Reg. 18896, effective September 26, 1984; amended at 9 Ill. Reg. 5335, effective April 5, 1985; amended at 9 Ill. Reg. 8166, effective May 17, 1985; amended at 9 Ill. Reg. 8657, effective May 25, 1985; amended at 9 Ill. Reg. 11302, effective July 5, 1985; amended at 9 Ill. Reg. 11636, effective July 8, 1985; amended at 9 Ill. Reg. 11991, effective July 12, 1985; amended at 9 Ill. Reg. 12806, effective August 9, 1985; amended at 9 Ill. Reg. 15896, effective October 4, 1985; amended at 9 Ill. Reg. 16291, effective October 10, 1985; emergency amendment at 10 Ill. Reg. 364, effective January 1, 1986; amended at 10 Ill. Reg. 1183, effective January 10, 1986; amended at 10 Ill. Reg. 6956, effective April 16, 1986; amended at 10 Ill. Reg. 8794, effective May 12, 1986; amended at 10 Ill. Reg. 10628, effective June 3, 1986; amended at 10 Ill. Reg. 11920, effective July 3, 1986; amended at 10 Ill. Reg. 15110, effective September 5, 1986; amended at 10 Ill. Reg. 15631, effective September 19, 1986;

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amended at 11 Ill. Reg. 3150, effective February 6, 1987; amended at 11 Ill. Reg. 8712, effective April 20, 1987; amended at 11 Ill. Reg. 9919, effective May 15, 1987; emergency amendment at 11 Ill. Reg. 12441, effective July 10, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 20880, effective December 14, 1987; amended at 12 Ill. Reg. 867, effective January 1, 1988; amended at 12 Ill. Reg. 2137, effective January 11, 1988; amended at 12 Ill. Reg. 3497, effective January 22, 1988; amended at 12 Ill. Reg. 5642, effective March 15, 1988; amended at 12 Ill. Reg. 6151, effective March 22, 1988; amended at 12 Ill. Reg. 7687, effective April 22, 1988; amended at 12 Ill. Reg. 8662, effective May 13, 1988; amended at 12 Ill. Reg. 9023, effective May 20, 1988; amended at 12 Ill. Reg. 9669, effective May 24, 1988; emergency amendment at 12 Ill. Reg. 11828, effective July 1, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 14162, effective August 30, 1988; amended at 12 Ill. Reg. 17849, effective October 25, 1988; amended at 13 Ill. Reg. 63, effective January 1, 1989; emergency amendment at 13 Ill. Reg. 3402, effective March 3, 1989; amended at 13 Ill. Reg. 6007, effective April 14, 1989; amended at 13 Ill. Reg. 12553, effective July 12, 1989; amended at 13 Ill. Reg. 13609, effective August 11, 1989; emergency amendment at 13 Ill. Reg. 14467, effective September 1, 1989, for a maximum of 150 days; emergency amendment at 13 Ill. Reg. 16154, effective October 2, 1989, for a maximum of 150 days, emergency expired March 1, 1990; amended at 14 Ill. Reg. 720, effective January 1, 1990; amended at 14 Ill. Reg. 6321, effective April 16, 1990; amended at 14 Ill. Reg. 13187, effective August 6, 1990; amended at 14 Ill. Reg. 14806, effective September 3, 1990; amended at 14 Ill. Reg. 16957, effective September 30, 1990; amended at 15 Ill. Reg. 277, effective January 1, 1991; emergency amendment at 15 Ill. Reg. 1111, effective January 10, 1991, for a maximum of 150 days; amended at 15 Ill. Reg. 5291, effective April 1, 1991; amended at 15 Ill. Reg. 5698, effective April 10, 1991; amended at 15 Ill. Reg. 7104, effective April 30, 1991; amended at 15 Ill. Reg. 11142, effective July 22, 1991; amended at 15 Ill. Reg. 11948, effective August 12, 1991; amended at 15 Ill. Reg. 14073, effective September 11, 1991; emergency amendment at 15 Ill. Reg. 15119, effective October 7, 1991, for a maximum of 150 days; amended at 15 Ill. Reg. 16709, effective November 1, 1991; amended at 16 Ill. Reg. 3468, effective February 20, 1992; amended at 16 Ill. Reg. 9986, effective June 15, 1992; amended at 16 Ill. Reg. 11565, effective July 15, 1992; emergency amendment at 16 Ill. Reg. 13641, effective September 1, 1992, for a maximum of 150 days; emergency amendment at 16 Ill. Reg. 14722, effective September 15, 1992, for a maximum of 150 days; emergency amendment at 16 Ill. Reg. 17154, effective November 1, 1992, for a maximum of 150 days; emergency amendment at 16 Ill. Reg. 17764, effective November 13, 1992, for a maximum of 150 days; amended at 17 Ill. Reg. 827, effective January 15, 1993; amended at 17 Ill. Reg. 2263, effective February 15, 1993; amended at 17 Ill. Reg. 3202, effective February 26, 1993; amended at 17 Ill. Reg. 4322, effective March 22, 1993; amended at 17 Ill. Reg. 6804, effective April 21, 1993; amended at 17 Ill. Reg. 14612, effective August 26, 1993; amended at 18 Ill. Reg. 2018, effective January 21, 1994; amended at 17 Ill. Reg. 7759, effective May 5, 1994; amended at 18 Ill. Reg. 12818, effective AUG 05 1994.

Section 113.113 Exempt Unearned Income

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The following unearned income is exempt from consideration in determining eligibility for assistance and the amount of the assistance payment.

- a) The value of the coupon allotment under the Food Stamp Act of 1977 (7 U.S.C. 2017(b));
- b) The value of the U.S. Department of Agriculture donated foods (surplus commodities);
- c) The value of home produce which is used for personal consumption;
- d) The value of supplemental food assistance received under the Child Nutrition Act of 1966, as amended (42 U.S.C. 1780(b)), and the special food service program for children under the National School Lunch Act, as amended (42 U.S.C. 1760);
- e) Any benefits received under Title VII, Nutrition Program for the Elderly, of the Older Americans Act of 1965, as amended (42 U.S.C. 3045 et seq.);
- f) Any payment received under the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (42 U.S.C. 4636);
- g) Any funds distributed per capita or held in trust for members of any Indian Tribe under P.L. 92-254, P.L. 93-134, or P.L. 94-540;
- h) Tax exempt portions of payments made pursuant to the Alaska Native Claims Settlement Act (42 U.S.C. 1601 et seq.);
- i) Any compensation provided to individual volunteers under the Retired Senior Volunteer Program and the Foster Grandparent Program and Older Americans Community Service Programs established under Title VI of the Older Americans Act of 1965, as amended (42 U.S.C. 3045 et seq.);
- j) Payments to Volunteers under the 1973 Domestic Volunteer Service Act (48 U.S.C. 5044(g)). These include:
  - 1) Vista Volunteers; and
  - 2) Volunteers serving as senior health aides, senior companions, foster grandparents, or persons serving in the Service Corps of Retired Executives (SCOPE) or the Active Corps of Executives (ACE);
- k) Income received under the provisions of the Illinois "Senior Citizens and Disabled Persons Property Tax Relief Act" [320 ILCS 25] ~~that~~ ~~Statutes--Ch--67-127--pars--401-et-seq--~~. This includes both the benefits commonly known as the "circuit breaker" and "additional grants";

- l) Social Security death benefit expended on a funeral and/or burial;
- m) Experimental Housing Allowance Program payments made under Annual Contributions Contracts entered into prior to January 1, 1975 under Section 23 of the U.S. Housing Act of 1937, as amended (42 U.S.C. 1437(f));
- n) Any payments distributed per capita or held in trust for members of Indian tribes under Sections 5 of P.L. 94-114 that became effective October 17, 1975;
- o) SSI lump sum payments received by MANG participants who reside in the community (not residing in a long term care facility, DMHDD facility or other medical facility);
- p) Any adoption subsidy received from DCFS;
- q) Any foster care payment received from DCFS except independent living

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- arrangement payments;
- r) Title IV-E adoption assistance or foster care payment received from a state welfare agency of another state are exempt for MANG;
  - s) Any payment received from the Self Sufficiency Trust Fund established in accordance with Section 21.1 of the Department of Mental Health and Developmental Disabilities Act [20 ILCS 1705/21.1] ~~Ch--91-127--par-5-118~~;
  - t) Any payment received under Title I of P.L. 100-383, the Civil Liberties Act of 1988, which provides that restitution shall be made to United States citizens and permanent resident aliens of Japanese ancestry who were interned during World War II;
  - u) Any payment received under Title II of P.L. 100-383, the Aleutian and Pribilof Islands Restitution Act, which provides that restitution shall be made to any Aleut living on the date of enactment of P.L. 100-383 (August 10, 1988) who, as a civilian, was relocated by authority of the United States from his or her home village on the Pribilof Islands or the Aleutian Islands west of Unimak Island to an internment camp, or other temporary facility or location during World War II; or who was born while his or her natural mother was subject to such relocation;
  - v) Payments made to veterans who receive an annual disability payment or to the survivors of deceased veterans who receive a one-time lump sum payment from the Agent Orange Settlement Fund or any other fund referencing Agent Orange product liability under P.L. 101-201;
  - w) Payments received under the Radiation Exposure Compensation Act;
  - x) Money received from the Social Security Administration under a Plan to Achieve Self-Support (PASS); and
  - y) Earnings, Allowances, and Payments received under Title I of the National and Community Service Act of 1990; and
  - z) Disaster relief payments provided by federal, State or local government or a disaster assistance organization.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 113.141 Exempt Assets

- a) The following assets are exempt from consideration in determining eligibility for assistance and the amount of the assistance payment:
  - 1) Homestead property
  - 2) Personal Property
    - A) Personal effects extraordinarily and household goods of reasonable value (reasonable value means the client's equity value in such property does not exceed \$2,000). Wedding and engagement rings and items required due to medical or physical condition.
    - B) Regardless of the value, personal effects and household goods are exempt in determining the amount allowed as the Community Spouse Asset Allowance (as described at 89 Ill.







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## NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of the Part: Food Stamps
- 2) Code Citation: 89 Ill. Adm. Code 121
- 3) Section Numbers: Adopted Action:  
121.58 Amendment
- 4) Statutory Authority: Sections 12-4.4 through 12-4.6 and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1991, ch. 23, pars. 12-4.4 through 12-4.6 and 12-13) [305 ILCS 5/12-4.4 through 12-4.6 and 12-13]
- 5) Effective Date of Amendments: August 5, 1994
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Do these Amendments contain incorporations by reference? No
- 8) Date Filed in Agency's Principal Office: August 5, 1994
- 9) Notice of Proposal Published in Illinois Register:  
March 25, 1994 (18 Ill. Reg. 4575)
- 10) Has JCAR issued a Statement of Objections to these Adopted Amendments? No
- 11) Differences between proposal and final version: No changes have been made in the text of the proposed amendments.
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes
- 13) Will these Amendments replace Emergency Amendments currently in effect? No
- 14) Are there any Amendments pending on this Part? Yes

Sections	Proposed Action	Illinois Register Citation
121.63	Amendment	April 29, 1994 (18 Ill. Reg. 6251)
121.70	Amendment	April 29, 1994 (18 Ill. Reg. 6251)
121.72	Amendment	April 29, 1994 (18 Ill. Reg. 6251)

- 15) Summary and Purpose of Amendments: These amendments address the way disaster relief payments are considered in determining eligibility and the amount of assistance provided under Food Stamps.

Under these amendments, disaster relief payments will not be considered as an asset. Section 121.58 is being amended to add disaster relief payments to the list of exempt assets. These changes will benefit individuals who

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could have been considered ineligible for assistance, or had the amount of their assistance reduced, as a result of disaster relief payments. The number of disaster relief payments as a result of the 1993 floods has increased the significance of these changes.

Related changes have been proposed in the rules governing Aid to Families with Dependent Children (89 Ill. Adm. Code 112), Aid to the Aged, Blind, or Disabled (89 Ill. Adm. Code 113) and General Assistance (89 Ill. Adm. Code 114).

- 16) Information and questions regarding these Adopted Amendments shall be directed to:

Name: Judy Umunna  
Address: Bureau of Rules and Regulations  
Illinois Department of Public Aid  
100 South Grand Avenue East, Third Floor  
Springfield, Illinois 62762  
Telephone: (217) 524-3215

The full text of the Adopted Amendments begins on the next page:

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

TITLE 89: SOCIAL SERVICES  
CHAPTER I: DEPARTMENT OF PUBLIC AID  
SUBCHAPTER b: ASSISTANCE PROGRAMS

PART 121  
FOOD STAMPS

## SUBPART A: APPLICATION PROCEDURES

Section	
121.1	Application for Assistance
121.2	Time Limitations on the Disposition of an Application
121.3	Approval of an Application and Initial Authorization of Assistance
121.4	Denial of an Application
121.5	Client Cooperation
121.6	Emergency Assistance
121.7	Expedited Services
121.10	Interviews

## SUBPART B: NON-FINANCIAL FACTORS OF ELIGIBILITY

Section	
121.19	Ending a Voluntary Quit Disqualification
121.20	Citizenship
121.21	Residence
121.22	Social Security Numbers
121.23	Work Registration/Participation Requirements (Repealed)
121.24	Individuals Exempt From Work Registration Requirements (Repealed)
121.25	Failure to Comply (Repealed)
121.26	Period of Disqualification (Repealed)
121.27	Voluntary Job Quit
121.28	Good Cause for Voluntary Job Quit
121.29	Exemptions from Voluntary Quit Rule

## SUBPART C: FINANCIAL FACTORS OF ELIGIBILITY

Section	
121.30	Unearned Income
121.31	Exempt Unearned Income
121.32	Education Benefits
121.33	Unearned Income In-Kind
121.34	Lump Sum Payments and Income Tax Refunds
121.40	Earned Income
121.41	Budgeting Earned Income
121.50	Exempt Earned Income
121.51	Income from Work/Study/Training Programs
121.52	Earned Income from Roomer and Boarder
121.53	Income From Rental Property

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121.54	Earned Income In-Kind
121.55	Sponsors of Aliens
121.57	Assets
121.58	Exempt Assets
121.59	Asset Disregards

## SUBPART D: ELIGIBILITY STANDARDS

Section	
121.60	Net Monthly Income Eligibility Standards
121.61	Gross Monthly Income Eligibility Standards
121.62	Income Which Must Be Annualized
121.63	Deductions From Monthly Income
121.64	Coupon Allotment

## SUBPART E: HOUSEHOLD CONCEPT

Section	
121.70	Persons Who May Be Included in the Assistance Unit
121.71	Living Arrangement
121.72	Nonhousehold Members
121.73	Ineligible Household Members
121.74	Strikers
121.75	Students
121.76	Households Receiving AFDC, SSI, Interim Assistance and/or GA - Categorical Eligibility

## SUBPART F: MISCELLANEOUS PROGRAM PROVISIONS

Section	
121.80	Fraud Disqualification (Renumbered)
121.81	Initiation of Administrative Fraud Hearing (Repealed)
121.82	Definition of Fraud (Renumbered)
121.83	Notification To Applicant Households (Renumbered)
121.84	Disqualification Upon Finding of Fraud (Renumbered)
121.85	Court Imposed Disqualification (Renumbered)
121.90	Monthly Reporting and Retrospective Budgeting
121.91	Monthly Reporting
121.92	Retrospective Budgeting
121.93	Direct Mail Issuance of Food Stamp Coupons
121.94	Replacement of Food Stamp Coupons
121.95	Restoration of Lost Benefits
121.96	Uses For Food Coupons
121.97	Supplemental Payments
121.98	Food Stamp Simplified Application Demonstration Project (Repealed)
121.120	Recertification of Eligibility
121.130	Residents of Shelters for Battered Women and their Children
121.135	Incorporation By Reference
121.140	Small Group Living Arrangement Facilities and Drug/Alcoholic

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## Treatment Centers

## SUBPART G: INTENTIONAL VIOLATIONS OF THE PROGRAM

Section  
 121.150 Definition of Intentional Violations of the Program  
 121.151 Penalties for Intentional Violations of the Program  
 121.152 Notification To Applicant Households  
 121.153 Disqualification Upon Finding of Intentional Violation of the Program  
 121.154 Court Imposed Disqualification

## SUBPART H: FOOD STAMP EMPLOYMENT AND TRAINING PROGRAM

Section  
 121.160 Persons Required to Participate  
 121.162 Participation and Cooperation Requirements  
 121.164 Orientation  
 121.166 Assessment and Employability Plan  
 121.170 Job Search Component  
 121.172 Basic Education Component  
 121.174 Job Readiness Component  
 121.176 Work Experience Component  
 121.178 Job Training Component  
 121.180 Grant Diversion Component  
 121.182 Earnfare Component  
 121.184 Sanctions  
 121.186 Good Cause for Failure to Cooperate  
 121.188 Supportive Services  
 121.190 Conciliation and Fair Hearings  
 121.200 Types of Claims (Recodified)  
 121.201 Establishing a Claim for Intentional Violation of the Program (Recodified)  
 121.202 Establishing a Claim for Unintentional Household Errors and Administrative Errors (Recodified)  
 121.203 Collecting Claim Against Households (Recodified)  
 121.204 Failure to Respond to Initial Demand Letter (Recodified)  
 121.205 Methods of Repayment of Food Stamp Claims (Recodified)  
 121.206 Determination of Monthly Allotment Reductions (Recodified)  
 121.207 Failure to Make Payment in Accordance with Repayment Schedule (Recodified)  
 121.208 Suspension and Termination of Claims (Recodified)

**AUTHORITY:** Implementing Sections 12-4.4 through 12-4.6 and authorized by Section 12-13 of the Illinois Public Aid Code [305 ILCS 5/12-4.4 through 12-4.6 and 12-13].

**SOURCE:** Adopted December 30, 1977; amended at 3 Ill. Reg. 5, p. 875 effective February 2, 1979; amended at 3 Ill. Reg. 31, p. 109, effective August 3, 1979; amended at 3 Ill. Reg. 33, p. 399, effective August 18, 1979; amended at 3 Ill.

Reg. 41, p. 165, effective October 11, 1979; amended at 3 Ill. Reg. 42, p. 230, effective October 9, 1979; amended at 3 Ill. Reg. 44, p. 173, effective October 19, 1979; amended at 3 Ill. Reg. 46, p. 36, effective November 2, 1979; amended at 3 Ill. Reg. 47, p. 96, effective November 13, 1979; amended at 3 Ill. Reg. 48, p. 1; effective November 15, 1979; peremptory amendment at 4 Ill. Reg. 3, p. 49, effective January 9, 1980; peremptory amendment at 4 Ill. Reg. 9, p. 259, effective February 23, 1980; amended at 4 Ill. Reg. 10, p. 253, effective February 27, 1980; amended at 4 Ill. Reg. 12, p. 551, effective March 10, 1980; emergency amendment at 4 Ill. Reg. 29, p. 294, effective July 8, 1980 for maximum of 150 days; amended at 4 Ill. Reg. 37, p. 797, effective September 2, 1980; amended at 4 Ill. Reg. 45, p. 134, effective October 17, 1980; amended at 5 Ill. Reg. 766, effective January 2, 1981; amended at 5 Ill. Reg. 1131, effective January 16, 1981; amended at 5 Ill. Reg. 4586, effective April 15, 1981; peremptory amendment at 5 Ill. Reg. 5722, effective June 1, 1981; amended at 5 Ill. Reg. 7071, effective June 23, 1981; peremptory amendment at 10062, effective October 1, 1981; amended at 5 Ill. Reg. 10733, effective October 1, 1981; amended at 5 Ill. Reg. 12736, effective October 29, 1981; amended at 6 Ill. Reg. 1653, effective January 17, 1982; amended at 6 Ill. Reg. 2707, effective March 2, 1982; amended at 6 Ill. Reg. 8159, effective July 1, 1982; amended at 6 Ill. Reg. 10208, effective August 9, 1982; amended at 6 Ill. Reg. 11921, effective September 21, 1982; amended at 6 Ill. Reg. 12318, effective October 1, 1982; amended at 6 Ill. Reg. 13754, effective November 1, 1982; amended at 7 Ill. Reg. 394, effective January 1, 1983; codified at 7 Ill. Reg. 5195; amended at 7 Ill. Reg. 5715, effective May 1, 1983; amended at 7 Ill. Reg. 8118, effective June 24, 1983; peremptory amendment at 7 Ill. Reg. 12899, effective October 1, 1983; amended at 7 Ill. Reg. 13655, effective October 4, 1983; peremptory amendment at 7 Ill. Reg. 16067, effective November 18, 1983; amended at 7 Ill. Reg. 16169, effective November 22, 1983; amended at 8 Ill. Reg. 5673, effective April 18, 1984; amended at 8 Ill. Reg. 7249, effective May 16, 1984; peremptory amendment at 8 Ill. Reg. 10086, effective July 1, 1984; amended at 8 Ill. Reg. 13284, effective July 16, 1984; amended at 8 Ill. Reg. 17900, effective September 14, 1984; amended (by adding section being codified with no substantive change) at 8 Ill. Reg. 17898; peremptory amendment at 8 Ill. Reg. 19690, effective October 1, 1984; peremptory amendment at 8 Ill. Reg. 22145, effective November 1, 1984; amended at 9 Ill. Reg. 302, effective January 1, 1985; amended at 9 Ill. Reg. 6804, effective May 1, 1985; amended at 9 Ill. Reg. 8665, effective May 29, 1985; peremptory amendment at 9 Ill. Reg. 8898, effective July 1, 1985; amended at 9 Ill. Reg. 11334, effective July 8, 1985; amended at 9 Ill. Reg. 14334, effective September 6, 1985; peremptory amendment at 9 Ill. Reg. 15582, effective October 1, 1985; amended at 9 Ill. Reg. 16889, effective October 16, 1985; amended at 9 Ill. Reg. 19726, effective December 9, 1985; amended at 10 Ill. Reg. 229, effective December 20, 1985; peremptory amendment at 10 Ill. Reg. 7387, effective April 21, 1986; peremptory amendment at 10 Ill. Reg. 7941, effective May 1, 1986; amended at 10 Ill. Reg. 14692, effective August 29, 1986; peremptory amendment at 10 Ill. Reg. 15714, effective October 1, 1986; Sections 121.200 thru 121.208 recodified to 89 Ill. Adm. Code 165 at 10 Ill. Reg. 21094; peremptory amendment at 11 Ill. Reg. 3761, effective February 11, 1987; emergency amendment at 11 Ill. Reg. 3754, effective February 13, 1987, for a maximum of 150 days; emergency amendment at



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11 Ill. Reg. 9968, effective May 15, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 10269, effective May 22, 1987; amended at 11 Ill. Reg. 10621, effective May 25, 1987; peremptory amendment at 11 Ill. Reg. 11391, effective July 1, 1987; peremptory amendment at 11 Ill. Reg. 11855, effective June 30, 1987; emergency amendment at 11 Ill. Reg. 12043, effective July 6, 1987; amended at 11 Ill. Reg. 13635, effective August 1, 1987; amended at 11 Ill. Reg. 14022, effective August 10, 1987; emergency amendment at 11 Ill. Reg. 15261, effective September 1, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 15480, effective September 4, 1987; amended at 11 Ill. Reg. 15634, effective September 11, 1987; amended at 11 Ill. Reg. 18218, effective October 30, 1987; peremptory amendment at 11 Ill. Reg. 18374, effective October 30, 1987; amended at 12 Ill. Reg. 877, effective December 30, 1987; emergency amendment at 12 Ill. Reg. 1941, effective December 31, 1987, for a maximum of 150 days; amended at 12 Ill. Reg. 4204, effective February 5, 1988; amended at 12 Ill. Reg. 9678, effective May 23, 1988; amended at 12 Ill. Reg. 9922, effective June 1, 1988; amended at 12 Ill. Reg. 11463, effective June 30, 1988; amended at 12 Ill. Reg. 12824, effective July 22, 1988; emergency amendment at 12 Ill. Reg. 14045, effective August 19, 1988, for a maximum of 150 days; peremptory amendment at 12 Ill. Reg. 15704, effective October 1, 1988; peremptory amendment at 12 Ill. Reg. 16271, effective October 1, 1988; amended at 12 Ill. Reg. 20161, effective November 30, 1988; amended at 13 Ill. Reg. 3890, effective March 10, 1989; amended at 13 Ill. Reg. 13619, effective August 14, 1989; peremptory amendment at 13 Ill. Reg. 15859, effective October 1, 1989; amended at 14 Ill. Reg. 729, effective January 1, 1990; amended at 14 Ill. Reg. 6349, effective April 13, 1990; amended at 14 Ill. Reg. 13202, effective August 6, 1990; peremptory amendment at 14 Ill. Reg. 15158, effective October 1, 1990; amended at 14 Ill. Reg. 16983, effective September 30, 1990; amended at 15 Ill. Reg. 11150, effective July 22, 1991; amended at 15 Ill. Reg. 11957, effective August 12, 1991; peremptory amendment at 15 Ill. Reg. 14134, effective October 1, 1991; emergency amendment at 16 Ill. Reg. 757, effective January 1, 1992, for a maximum of 150 days; amended at 16 Ill. Reg. 10011, effective June 15, 1992; amended at 16 Ill. Reg. 13900, effective August 31, 1992; emergency amendment at 16 Ill. Reg. 16221, effective October 1, 1992, for a maximum of 150 days; peremptory amendment at 16 Ill. Reg. 16345, effective October 1, 1992; amended at 16 Ill. Reg. 16624, effective October 23, 1992; amended at 17 Ill. Reg. 644, effective December 31, 1992; amended at 17 Ill. Reg. 4333, effective March 19, 1993; amended at 17 Ill. Reg. 14625, effective August 26, 1993; emergency amendment at 17 Ill. Reg. 15149, effective September 7, 1993, for a maximum of 150 days; expedited correction at 17 Ill. Reg. 21216, effective October 1, 1993; amended at 18 Ill. Reg. 2033, effective January 21, 1994; emergency amendment at 18 Ill. Reg. 2509, effective January 27, 1994, for a maximum of 150 days; amended at 18 Ill. Reg. 3427, effective February 28, 1994; amended at 18 Ill. Reg. 8921, effective June 3, 1994; amended at 18 Ill. Reg. **12829**, effective AUG 05 1994.

## SUBPART C: FINANCIAL FACTORS OF ELIGIBILITY

## Section 121.58 Exempt Assets

## a) Homestead Property

- 1) The home and surrounding property which, exclusive of public rights of way, is not separated from the home by intervening property owned by others.
- 2) Homes which are temporarily unoccupied for reasons of employment, training for future employment, illness, or inabitability caused by casualty or natural disaster, remain exempt if the household intends to return.

- 3) A lot owned or being purchased by the household if the household intends to build or is building a permanent home and the household does not currently own a home.

## b) Personal Property

Household goods, personal effects, one burial plot per household member, and the cash value of life insurance policies and pension plans except Individual Retirement Accounts (IRA's) and Keogh plans which do not involve a household member in a contractual relationship with someone who is not a member of the same food stamp household. If the Keogh plan involves a member of the household and someone who is not a member of the same food stamp household, it is exempt unless the client can withdraw funds from the plan without affecting the other individual or individuals ~~individuals~~.

## c) Income Producing Property

- 1) Property which is annually producing income consistent with its fair market value (including land or buildings being sold by installment contract), even if only used on a seasonal basis.

- 2) Property which is essential to the employment or self-employment of a household member, such as, farmland and work related equipment (tools of a tradesman, farm machinery). In the case of farm property (including land, equipment, and supplies) that is essential to the self-employment of a household member in a farming operation, the value of such property shall be excluded from financial resources until the expiration of the one (1) year period beginning on the date such member ceases to be self-employed in farming.

- 3) A rental home which is used by a household for vacation purposes at sometime during the year is an asset, unless excluded by the preceding subsection (c)(1) above.

## d) Governmental Disaster Relief Payments

Disaster relief payments provided by federal, state or local government or a disaster assistance organization. Any government payments specifically designated for the restoration of a home damaged in a disaster (if the household is subject to a legal sanction if the funds are not used as intended).

## e) Inaccessible Assets

Assets whose cash value is not accessible to the household, such as but not limited to:

- 1) irrevocable trust funds,
- 2) security deposits on rental property and utilities,
- 3) property in probate,

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- 4) real property when a good faith effort is being made to sell at a reasonable price, or
- 5) jointly owned assets which cannot be practically subdivided and are accessible only with the consent of the joint owner who refuses to give that consent;
- 6) Non-liquid asset or assets ~~assets~~ (see Section 121.57(b)(2)(B)) which have a lien against it as a result of a business loan and the household is prohibited by the security or lien agreement from selling the asset or assets ~~assets~~; or
- 7) Monies received from the Social Security Administration under the PASS Program that are held in a separate account.

f) Prorated Income  
Money which has been prorated as income, such as income of self-employed persons or students.

g) Indian Lands

Indian lands held jointly with the tribe, or land that can be sold only with the approval of the Bureau of Indian Affairs.

h) Federal Statute Exclusions  
Assets excluded for food stamp purposes by express provision of Federal Statute.

i) Licensed Vehicles

- 1) used primarily for producing income such as, but not limited to, a taxi, truck, or fishing boat. "Used primarily" means: used over 50% of the time the vehicle is used;
- 2) annually producing income consistent with its fair market value (even if only used on a seasonal basis);
- 3) necessary for long distance travel essential to employment, other than daily commuting (such as a sales person, migrant farmworker);

4) necessary for subsistence hunting or fishing (game and fish necessary for the livelihood of the household);

5) used as the household's home;

6) necessary to transport a physically disabled household member regardless of the purpose of such transportation. Only one vehicle per disabled person is allowed. The vehicle need not be specially equipped or used primarily for the transportation of the disabled individual;

\*AGENCY NOTE: Exclusions 1-6 also apply when the vehicle is not in use because of temporary unemployment.

7) The equity value (but not fair market value) of one licensed vehicle per household, regardless of its use;

8) The equity value (but not fair market value) of any other licensed vehicles used to transport household members to and from employment, training or education which is preparatory for employment, or to seek employment in compliance with job search criteria. Temporary periods of unemployment are not to affect this exemption;

9) Property, real or personal, to the extent that it is directly related to the maintenance or use of a vehicle excluded under

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- subsections (i)(1), (i)(2) or (i)(3) above;
- 10) Payments made by the Illinois Department of Mental Health and Developmental Disabilities under the Family Assistance Program for Mentally Disabled Children under P.A. 86-921.

j) Assets of an AFDC or SSI household member

All assets of a household member who receives AFDC or SSI benefits provided the assets are exempt for AFDC or SSI purposes.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

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- 1) Heading of the Part: General Assistance
- 2) Code Citation: 89 Ill. Adm. Code 114
- 3) Section Numbers: Adopted Action:  
114.210 Amendment  
114.251 Amendment
- 4) Statutory Authority: Article VI and Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1991, ch. 23, pars. 3-1 et seq. and 12-13) [305 ILCS 5/Art. VI and 12-13]
- 5) Effective Date of Amendments: August 5, 1994
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Do these Amendments contain incorporations by reference? No
- 8) Date Filed in Agency's Principal Office: August 5, 1994
- 9) Notice of Proposal Published in Illinois Register: March 25, 1994 (18 Ill. Reg. 4586)

10) Has JCAR issued a Statement of Objections to these Adopted Amendments? No

11) Differences between proposal and final version: As recommended by the Administrative Code Division, the SOURCE has been updated with the previous amendment "amended at 18 Ill. Reg. 3436, effective February 28, 1994". In addition, in Section 114.210(g) "[xxx ILCS xxx]" has been replaced with the correct ILCS cite and in Section 114.210(1), "[add statutory cite]" has been replaced with the correct statutory cite. Also in Section 114.210(1), the phrase "Illinois Department of Mental Health and Developmental Disabilities under the Family Assistance Program" has been changed to "Illinois Department of Mental Health and Developmental Disabilities under the Family Assistance Law". No other substantive changes have been made in the text of the proposed amendments.

12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes

13) Will these Amendments replace Emergency Amendments currently in effect?  
No

14) Are there any Amendments pending on this Part? No

15) Summary and Purpose of Amendments: These amendments address the way disaster relief payments are considered in determining eligibility and the amount of assistance provided under General Assistance.

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Under these amendments, disaster relief payments will not be considered as either income or as an asset. Section 114.210 is being amended to add disaster relief payments to the list of types of exempt unearned income and Section 114.251 is being amended to add these payments to the list of exempt assets. These changes will benefit individuals who could have been considered ineligible for assistance, or had the amount of their assistance reduced, as a result of disaster relief payments. The number of disaster relief payments as a result of the 1993 floods has increased the significance of these changes.

Related changes have been proposed in the rules governing Aid to Families with Dependent Children (89 Ill. Adm. Code 112), Aid to the Aged, Blind, or Disabled (89 Ill. Adm. Code 113) and Food Stamps (89 Ill. Adm. Code 121).

16) Information and questions regarding these Adopted Amendments shall be directed to:

Name: Judy Umunna  
Address: Bureau of Rules and Regulations  
Illinois Department of Public Aid  
100 South Grand Avenue East, Third Floor  
Springfield, Illinois 62762  
Telephone: (217) 524-3215

The full text of the Adopted Amendments begins on the next page:



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## NOTICE OF ADOPTED AMENDMENTS

TITLE 89: SOCIAL SERVICES  
CHAPTER I: DEPARTMENT OF PUBLIC AID  
SUBCHAPTER b: ASSISTANCE PROGRAMS

PART 114  
GENERAL ASSISTANCE

## SUBPART A: GENERAL PROVISIONS

## Section

114.1 Description of the Assistance Program  
114.2 Determination of Not Employable  
114.5 Incorporation By Reference

## SUBPART B: NON-FINANCIAL FACTORS OF ELIGIBILITY

## Section

114.9 Client Cooperation  
114.10 Citizenship  
114.20 Residence  
114.30 Age  
114.40 Relationship  
114.50 Living Arrangement  
114.52 Social Security Numbers  
114.60 Work Registration Requirements (Outside City of Chicago only)  
114.61 Individuals Exempt From Work Registration Requirements (Outside City of Chicago only)

114.62 Job Service Registration (Outside City of Chicago only)  
114.63 Failure to Maintain Current Job Service Registration (Outside City of Chicago only)  
114.64 Responsibility to Seek Employment (Outside City of Chicago only)  
114.70 Initial Employment Expenses (Outside City of Chicago only)  
114.80 Downstate General Assistance Work and Training Programs  
114.85 Downstate General Assistance - Food Stamps Employment and Training Pilot Project  
114.90 Project Chance Participation/Cooperation Requirements (Renumbered)  
114.100 General Assistance Jobs Program (Repealed)

## SUBPART C: PROJECT ADVANCE

## Section

114.108 Project Advance  
114.109 Project Advance Participation Requirements of Adjudicated Fathers

## Section

114.110 Project Advance Cooperation Requirements of Adjudicated Fathers  
114.111 Project Advance Sanctions  
114.113 Project Advance Good Cause for Failure to Comply

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114.115 Individuals Exempt From Project Advance  
114.117 Project Advance Supportive Services

## SUBPART D: EMPLOYMENT AND TRAINING REQUIREMENTS

## Section

114.120 Employment and Training for Transitional Assistance Programs Administered by the Illinois Department of Public Aid  
114.121 Persons Required to Participate in Project Chance  
114.122 Advocacy Program for Persons Who Have Applied for Supplemental Security Income (SSI) Under Title XVI of the Social Security Act (Repealed)  
114.123 Persons in Need of Work Rehabilitative Services (WRS) to Become Employable (Repealed)  
114.124 Employment and Training Participation/Cooperation Requirements  
114.125 Employment and Training Program Orientation  
114.126 Employment and Training Program Full Assessment Process/Development of an Employment Plan  
114.127 Employment and Training Program Components  
114.128 Employment and Training Sanctions  
114.129 Good Cause For Failure to Cooperate With Work and Training Participation Requirements  
114.130 Employment and Training Supportive Services  
114.135 Conciliation and Fair Hearings  
114.140 Employment Child Care (Repealed)

## SUBPART E: FINANCIAL FACTORS OF ELIGIBILITY

## Section

114.200 Unearned Income  
114.201 Budgeting Unearned Income  
114.202 Budgeting Unearned Income of Applicants Receiving Income On Date of Application And/Or Date of Decision  
114.203 Initial Receipt of Unearned Income  
114.204 Termination of Unearned Income  
114.210 Exempt Unearned Income  
114.220 Education Benefits  
114.221 Unearned Income In-Kind  
114.222 Earmarked Income  
114.223 Lump Sum Payments  
114.224 Protected Income  
114.225 Earned Income  
114.226 Budgeting Earned Income  
114.227 Budgeting Earned Income of Applicants Receiving Income On Date of Application And/Or Date of Decision  
114.228 Initial Employment  
114.229 Termination of Employment  
114.230 Exempt Earned Income  
114.235 Recognized Employment Expenses

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

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 114.241 Earned Income From Self-Employment  
 114.242 Earned Income From Roomer and Boarder  
 114.243 Earned Income From Rental Property  
 114.244 Earned Income In-Kind  
 114.245 Payments from the Illinois Department of Children and Family Services  
 114.246 Budgeting Earned Income For Contractual Employees  
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 114.250 Assets  
 114.251 Exempt Assets  
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 114.260 Deferral of Consideration of Assets (Repealed)  
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 114.351 Payment Levels in Group I Counties  
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 114.353 Payment Levels in Group III Counties

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 114.403 Institutional Status  
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 114.420 Redetermination of Eligibility  
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## SUBPART H: CHILD CARE

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 114.452 Child Care Eligibility  
 114.454 Qualified Provider  
 114.456 Notification of Available Services  
 114.458 Participant Rights and Responsibilities  
 114.462 Additional Service to Secure or Maintain Child Care Arrangements  
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## SUBPART I: TRANSITIONAL CHILD CARE

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 114.500 Transitional Child Care Eligibility  
 114.504 Duration of Eligibility for Transitional Child Care  
 114.506 Loss of Eligibility for Transitional Child Care  
 114.508 Qualified Provider  
 114.510 Notification of Available Services  
 114.512 Participant Rights and Responsibilities  
 114.514 Child Care Overpayments and Recoveries  
 114.516 Fees for Service for Transitional Child Care  
 114.518 Rates of Payment for Transitional Child Care

AUTHORITY: Implementing Article VI and authorized by Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1991, ch. 23, pars. 6-1 et seq. and 12-13) [305 ILCS 5/Art. VI and 5/12-13]

SOURCE: Filed effective December 30, 1977; peremptory amendment at 2 Ill. Reg. 17, p. 117, effective February 1, 1978; amended at 2 Ill. Reg. 31, p. 134, effective August 5, 1978; emergency amendment at 2 Ill. Reg. 37, p. 4, effective August 30, 1978, for a maximum of 150 days; peremptory amendment at 2 Ill. Reg. 46, p. 44, effective November 1, 1978; peremptory amendment at 2 Ill. Reg. 46, p. 56, effective November 1, 1978; emergency amendment at 3 Ill. Reg. 16, p. 41, effective April 9, 1979, for a maximum of 150 days; emergency amendment at 3 Ill. Reg. 28, p. 182, effective July 1, 1979, for a maximum of 150 days; amended at 3 Ill. 33, p. 399, effective August 18, 1979; amendment at 3 Ill. Reg. 33, p. 415, effective August 18, 1979; amended at 3 Ill. Reg. 38, p. 243, effective September 21, 1979, peremptory amendment at 3 Ill. Reg. 38, p. 321, effective September 7, 1979; amended at 3 Ill. Reg. 40, p. 140, effective October 6, 1979; amended at 3 Ill. Reg. 46, p. 36, effective November 2, 1979; amended at 3 Ill. Reg. 47, p. 96, effective November 13, 1979; amended at 3 Ill. Reg. 48, p. 1, effective November 15, 1979; peremptory amendment at 4 Ill. Reg. 9, p. 259, effective February 22, 1980; amended at 4 Ill. Reg. 10, p. 258, effective February 25, 1980; amended at 4 Ill. Reg. 12, p. 551, effective March 10, 1980; amended at 4 Ill. Reg. 27, p. 387, effective June 24, 1980; emergency amendment at 4 Ill. Reg. 29, p. 294, effective July 8, 1980, for a maximum of 150 days; amended at 4 Ill. Reg. 37, p. 797, effective September 2, 1980; amended at 4 Ill. Reg. 37, p. 800, effective September 2, 1980; amended at 4 Ill. Reg. 45, p. 134, effective October 27, 1980; amended at 5 Ill. Reg. 766, effective January 2, 1981; amended at 5 Ill. Reg. 1134, effective January 26, 1981; peremptory amendment at 5 Ill. Reg. 5722, effective June 1, 1981; amended at 5 Ill. Reg. 7071, effective June 23, 1981; amended at 5 Ill. Reg. 7104, effective June 23, 1981; amended at 5 Ill. Reg. 8041, effective July 27, 1981; amended at 5 Ill. Reg. 8052, effective July 24, 1981; peremptory amendment at 5 Ill. Reg. 8106, effective August 1, 1981; peremptory amendment at 5 Ill. Reg. 10062, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10079, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10095, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10113, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10124, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10131, effective October 1, 1981; amended at 5 Ill. Reg. 10730, effective October 1, 1981; amended at 5



## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

Ill. Reg. 10733, effective October 1, 1981; amended at 5 Ill. Reg. 10760, effective October 1, 1981; amended at 5 Ill. Reg. 10767, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 11647, effective October 16, 1981; peremptory amendment at 6 Ill. Reg. 611, effective January 1, 1982; amended at 6 Ill. Reg. 1216, effective January 14, 1982; emergency amendment at 6 Ill. Reg. 2447, effective March 1, 1982, for a maximum of 150 days; peremptory amendment at 6 Ill. Reg. 2452, effective February 11, 1982; peremptory amendment at 6 Ill. Reg. 6475, effective May 18, 1982; peremptory amendment at 6 Ill. Reg. 6912, effective May 20, 1982; emergency amendment at 6 Ill. Reg. 7299, effective June 2, 1982, for a maximum of 150 days; amended at 6 Ill. Reg. 8115, effective July 1, 1982; amended at 6 Ill. Reg. 8142, effective July 1, 1982; amended at 6 Ill. Reg. 8159, effective July 1, 1982; amended at 6 Ill. Reg. 10970, effective August 26, 1982; amended at 6 Ill. Reg. 11921, effective September 21, 1982; amended at 6 Ill. Reg. 12293, effective October 1, 1982; amended at 6 Ill. Reg. 12318, effective October 1, 1982; amended at 6 Ill. Reg. 13754, effective November 1, 1982; rules repealed, new rules adopted and codified at 7 Ill. Reg. 907, effective January 7, 1983; amended (by adding sections being codified with no substantive change) at 7 Ill. Reg. 5195; amended at 7 Ill. Reg. 9909, effective August 5, 1983; amended (by adding section being codified with no substantive change) at 7 Ill. Reg. 14747; amended (by adding section being codified with no substantive change) at 7 Ill. Reg. 16107; amended at 7 Ill. Reg. 16408, effective November 30, 1983; amended at 7 Ill. Reg. 1652, effective December 1, 1983; amended at 8 Ill. Reg. 243, effective December 27, 1983; amended at 8 Ill. Reg. 5233, effective April 9, 1984; amended at 8 Ill. Reg. 6764, effective April 27, 1984; amended at 8 Ill. Reg. 11435, effective June 27, 1984; amended at 8 Ill. Reg. 13319, effective July 16, 1984; amended at 8 Ill. Reg. 16237, effective August 24, 1984; amended (by adding sections being codified with no substantive change) at 8 Ill. Reg. 17896; amended at 9 Ill. Reg. 314, effective January 1, 1985; emergency amendment at 9 Ill. Reg. 823, effective January 3, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 9557, effective June 5, 1985; amended at 9 Ill. Reg. 10764, effective July 5, 1985; amended at 9 Ill. Reg. 15800, effective October 16, 1985; amended at 10 Ill. Reg. 1924, effective January 17, 1986; amended at 10 Ill. Reg. 3660, effective January 30, 1986; emergency amendment at 10 Ill. Reg. 4646, effective February 3, 1986, for a maximum of 150 days; amended at 10 Ill. Reg. 4896, effective March 7, 1986; amended at 10 Ill. Reg. 10681, effective June 3, 1986; amended at 10 Ill. Reg. 11041, effective June 5, 1986; amended at 10 Ill. Reg. 12662, effective July 14, 1986; amended at 10 Ill. Reg. 15118, effective September 5, 1986; amended at 10 Ill. Reg. 15640, effective September 19, 1986; amended at 10 Ill. Reg. 19079, effective October 24, 1986; amended at 11 Ill. Reg. 2307, effective January 16, 1987; amended at 11 Ill. Reg. 5297, effective March 11, 1987; amended at 11 Ill. Reg. 6238, effective March 20, 1987; emergency amendment at 11 Ill. Reg. 12449, effective July 10, 1987, for a maximum of 150 days; emergency amendment at 11 Ill. Reg. 12948, effective August 1, 1987, for a maximum of 150 days; emergency amendment at 11 Ill. Reg. 18311, effective November 1, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 18699, effective November 1, 1987; emergency amendment at 11 Ill. Reg. 18791, effective November 1, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 20129, effective December 4, 1987; amended at 11 Ill.

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

Reg. 20889, effective December 14, 1987; amended at 12 Ill. Reg. 889, effective January 1, 1988; SUBPARTS C, D and E reclassified to SUBPARTS E, F and G at 12 Ill. Reg. 2147; Section 114.110 reclassified to Section 114.52 at 12 Ill. Reg. 2984; amended at 12 Ill. Reg. 3505, effective January 22, 1988; amended at 12 Ill. Reg. 6170, effective March 18, 1988; amended at 12 Ill. Reg. 6719, effective March 22, 1988; amended at 12 Ill. Reg. 9108, effective May 20, 1988; amended at 12 Ill. Reg. 9699, effective May 24, 1988; amended at 12 Ill. Reg. 9940, effective May 31, 1988; amended at 12 Ill. Reg. 11474, effective June 30, 1988; amended at 12 Ill. Reg. 14255, effective August 30, 1988; emergency amendment at 12 Ill. Reg. 14364, effective September 1, 1988, for a maximum of 150 days; amendment at 12 Ill. Reg. 16729, effective September 30, 1988; amended at 12 Ill. Reg. 20171, effective November 28, 1988; amended at 13 Ill. Reg. 89, effective January 1, 1989; amended at 13 Ill. Reg. 1546, effective January 20, 1989; amended at 13 Ill. Reg. 3900, effective March 10, 1989; amended at 13 Ill. Reg. 8580, effective May 20, 1989; emergency amendment at 13 Ill. Reg. 16169, effective October 2, 1989, for a maximum of 150 days; emergency expired March 1, 1990; amended at 13 Ill. Reg. 16015, effective October 6, 1989; amended at 14 Ill. Reg. 746, effective January 1, 1990; amended at 14 Ill. Reg. 3640, effective February 23, 1990; amended at 14 Ill. Reg. 6360, effective April 16, 1990; amended at 14 Ill. Reg. 10929, effective June 20, 1990; amended at 14 Ill. Reg. 13215, effective August 6, 1990; amended at 14 Ill. Reg. 13777, effective August 10, 1990; amended at 14 Ill. Reg. 14162, effective August 17, 1990; amended at 14 Ill. Reg. 17111, effective September 30, 1990; amended at 15 Ill. Reg. 288, effective January 1, 1991; amended at 15 Ill. Reg. 5710, effective April 10, 1991; amended at 15 Ill. Reg. 11164, effective August 1, 1991; emergency amendment at 15 Ill. Reg. 15144, effective October 7, 1991, for a maximum of 150 days; amended at 16 Ill. Reg. 3512, effective February 20, 1992; emergency amendment at 16 Ill. Reg. 4540, effective March 10, 1992, for a maximum of 150 days; emergency amendment at 16 Ill. Reg. 11662, effective July 1, 1992, for a maximum of 150 days; amended at 16 Ill. Reg. 13297, effective August 15, 1992; emergency amendment at 16 Ill. Reg. 13651, effective September 1, 1992, for a maximum of 150 days; emergency amendment at 16 Ill. Reg. 14769, effective September 15, 1992, for a maximum of 150 days; emergency amendment at 16 Ill. Reg. 17772, effective November 13, 1992, for a maximum of 150 days; amended at 16 Ill. Reg. 18815, effective November 24, 1992; amended at 17 Ill. Reg. 1091, effective January 15, 1993; amended at 17 Ill. Reg. 2277, effective February 16, 1993; amended at 17 Ill. Reg. 3255, effective March 1, 1993; amended at 17 Ill. Reg. 3639, effective February 26, 1993; amended at 17 Ill. Reg. 3255, effective March 1, 1993; amended at 17 Ill. Reg. 6814, effective April 21, 1993; emergency amendment at 17 Ill. Reg. 19728, effective November 1, 1993, for a maximum of 150 days; amended at 18 Ill. Reg. 3436, effective February 28, 1994; amended at 18 Ill. Reg. 7390, effective April 29, 1994; amended at 18 Ill. Reg. 12839, effective AUG 0 5 1994.

## Section 114.210 Exempt Unearned Income

The following unearned income shall be exempt from consideration in determining



## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

eligibility and the level of assistance payment.

- a) The value of the coupon allotment under the Food Stamp Act of 1977 (7 U.S.C. 2017(b));
- b) The value of the U.S. Department of Agriculture donated foods (surplus commodities);
- c) Any payment received under the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (42 U.S.C. 4636);
- d) Any per capita judgment funds paid under P.L. 92-254 to members of the Blackfeet Tribe of the Blackfeet Indian Reservation, Montana and the Gros Ventre Tribe of the Fort Belknap Reservation, Montana (25 U.S.C. 1264);
- e) Any benefits received under Title VII, Nutrition Program for the Elderly, of the Older Americans Act of 1965, as amended (42 U.S.C. 3030e);
- f) Any compensation provided to individual volunteers under the Retired Senior Volunteer Program (42 U.S.C. 5001) and the Foster Grandparent Program (42 U.S.C. 5011) and Older Americans Community Service Employment Program (42 U.S.C. 3056) established under Title II of the Domestic Volunteer Service Act (42 U.S.C. 5001 thru 5023), as amended;
- g) Income received under the provisions of Section 4(c) of the Senior Citizens and Disabled Persons Property Tax Relief and Pharmaceutical Assistance Act [320 ILCS 25/4(c)] ~~§§§§-Rev---State---1989-ch-67~~ ~~§27-par-404(c)†~~. This includes both the benefits commonly known as the circuit breaker and "additional grants";
- h) Payments Under Certain Federal Programs
  - 1) Any payment to volunteers in programs under Title II of the 1973 Domestic Volunteer Services Act, as amended (42 U.S.C. 5044(q)). Examples of these programs include RSVP, Foster Grandparents and other programs.
  - 2) Payments made under Title I (VISTA, University Year for Action and Urban Crime Prevention Program) are exempt only if the individual was receiving public assistance at the time he/she joined VISTA-;

- i) Unearned income such as need based payments, cash assistance, compensation in lieu of wages and allowances received through the Job Training Partnership Act (29 U.S.C. 1501-1781)-;
- j) Any payment received under Title I of P.L. 100-383 of the Civil Liberties Act of 1988 (50 U.S.C. 1989b thru 1989b-8)-;
- k) Any payment received under Title II of P.L. 100-383 of the Aleutian and Pribilof Islands Restitution Act (50 U.S.C. 1989c thru 1989c-8)-;
- l) Payments made by the Illinois Department of Mental Health and Developmental Disabilities under the Family Assistance Program Law for Mentally Disabled Children under P.A. 86-921 [405 ILCS 80/Art. III].

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 114.251 Exempt Assets

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENTS

The following assets are exempt from consideration in determining eligibility for assistance:

- a) Homestead property.
- b) Household furnishings.
- c) Clothing and personal effects.
- d) Motor Vehicle
  - 1) One motor vehicle if the equity value does not exceed \$1500.
  - 2) Only one vehicle is exempted per family case. For an adult case, not living with a spouse, one vehicle is exempted. For a husband and wife living together, only one vehicle is exempted. If a case(s) has more than one vehicle, the client(s) can choose to exempt one vehicle if the equity does not exceed \$1,500, and apply the equity value of the other vehicle(s) toward the asset disregard.
- e) The principal and interest of a court ordered trust fund established for a child which, upon petition, the court refuses to release and one time only payments released for a specific purpose other than the income maintenance needs of the child.
- f) Donations or benefits from fund raisers held for a seriously ill client provided the client or responsible relative of the client does not have control (e.g., not available to the client or the responsible relative) over the donations or benefits or the disbursement of the donations or benefits.
- g) Any payment received under Title I of P.L. 100-383 of the Civil Liberties Act of 1988 (50 U.S.C. 1989b thru 1989b-8).
- h) Any payment received under Title II of P.L. 100-383 of the Aleutian and Pribilof Islands Restitution Act (50 U.S.C. 1989c thru 1989c-8).
- i) Payments made by the Illinois Department of Mental Health and Developmental Disabilities under the Family Assistance Program for Mentally Disabled Children under P.A. 86-921.
- j) Disaster relief payments provided by federal, State or local governments or a disaster assistance organization.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## DEPARTMENT OF REVENUE

## NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of the Part: Real Estate Transfer Tax
- 2) Code Citation: 86 Ill. Adm. Code 120
- 3) Section Numbers:  
120.10      Adopted Action:  
                 Amendment
- 4) Statutory Authority: 35 ILCS 305
- 5) Effective Date of Amendment(s): August 9, 1994
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this amendment contain incorporations by reference? No
- 8) Date Filed in Agency's Principal Office: August 9, 1994
- 9) Notice of Proposal Published in Illinois Register: Issue No. 5, February 4, 1994, 18 Ill. Reg. 1789
- 10) Has JCAR issued a Statement of Objections to these Amendments?  
No.
- 11) Differences between proposal and final version: None.
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? No changes were requested to be made.
- 13) Will this amendment replace an emergency amendment currently in effect? No
- 14) Are there any amendments pending on this Part? No
- 15) Summary and Purpose of Amendment(s): The Real Estate Transfer Tax Act is a tax imposed upon the privilege of transferring title to real estate. To pay the tax, a person must purchase the appropriate number of revenue stamps from the County Recorder or Registrar of Titles. The Department prescribes the design, denomination and form of the stamps, and sells the stamps to the County Recorder or Registrar of Titles. Currently, regulations indicate that the denomination of the stamps ranges from \$0.25 to \$ 1,000.00. The proposed regulation will permit the Department to issue stamps in denominations of from \$0.25 to \$50,000.00. By making denomination amounts greater, less stamps will be required for any given transaction.
- 16) Information and questions regarding this adopted amendment shall be directed to:

## DEPARTMENT OF REVENUE

## NOTICE OF ADOPTED AMENDMENTS

Stanley T. Cichowski  
Deputy General Counsel  
Illinois Department of Revenue  
Office of General Counsel Bureau  
101 West Jefferson  
Springfield, Illinois 62794  
Phone: (217) 782-7054

The full text of the Adopted Amendment begins on the next page:

DEPARTMENT OF REVENUE  
NOTICE OF ADOPTED AMENDMENTS

TITLE 86: REVENUE  
CHAPTER I: DEPARTMENT OF REVENUE

PART 120  
REAL ESTATE TRANSFER TAX

Section  
120.10 Procedure  
120.20 Interpretations

AUTHORITY: Implementing and authorized by the Real Estate Transfer Tax Act [35 ILCS 305].

SOURCE: Filed and effective August 26, 1971; codified at 8 Ill. Reg. 11465; amended at 9 Ill. Reg. 7938 effective May 14, 1985; amended at 18 Ill. Reg. 12849, effective AUG 09 1994.

Section 120.10 Procedure

- a) The Department of Revenue shall issue Revenue Stamps resembling postage-type stamps in the denominations of \$0.25 to \$19000.00.
- b) Records of Deeds and Registrars of Titles are hereby authorized to dispense Revenue Stamps by single stamp imprints produced by stamping machines. Meter settings for stamping machines shall be set by the Department of Revenue.
- c) Sales of postage-type stamps and metered settings for single stamp imprints produced by stamping machines will be conducted at the Department of Revenue's distribution centers in Chicago and Springfield. Only metered settings for single stamp imprints will be sold through District Offices. All stamps shall be coded according to counties.
- d) Purchases of postage-type stamps and metered settings for single stamp imprints shall be made on Illinois Department of Revenue Order Invoice Form RLG-1 which shall be signed by an authorized county official.
- e) All Order Invoice Forms for stamps or metered settings shall be accompanied by official checks which shall be signed by authorized county officials and which shall be in full payment of the invoice amount.
- f) Credit or refunds may be given by the Recordors of Deeds or the Registrars of Titles to their purchasers on Illinois Department of Revenue Form RLG-3 for stamps proven to have been mistakenly used or mutilated. The Form shall be signed by the authorized county official and shall be used as credit at the time of stamp purchases or metered settings.
  - 1) Form RLG-3 shall also be used for claim for credit for stamps which can be proven to have been mistakenly issued or mutilated by the Recordors of Deeds or the Registrars of Titles, and shall be used as credit at the time of stamp purchases or metered

DEPARTMENT OF REVENUE  
NOTICE OF ADOPTED AMENDMENTS

settings.

- 2) All claims for credit and required proof must accompany Order Invoice Form RLG-1 if credit is to be allowed.
- g) Revenue stamps, in the required amount, must be purchased from authorized officers, or their representatives, of the county where the deed is to be filed for recordation.
- h) In the event that property transferred is located in more than one county, the declaration of value form (P.T.A.B.-203) provided by the Department of Revenue shall indicate the proration of the property within each county to determine the required amount of revenue stamps to be purchased from each county. The division is to be made in such manner so that the total equals the full consideration. The revenue stamps for each county will be determined on the proration.
- i) When the owner of any land conveys an interest in real estate (such as mining rights or royalty) by deed, the deed shall have the required amount of revenue stamps affixed thereto.
- j) Declarations are not required to accompany deeds where there is an actual exchange of real estate. Revenue Stamps shall, however, be affixed to the deed for any difference in money paid or for the value of any personal property which is in addition to such real estate exchange.
- k) Forms RLG-1, RLG-3, RLG-4 and other forms which may be issued pursuant to these Rules may be obtained from the Illinois Department of Revenue distribution center in Springfield.

(Source: Amended at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)



## STATE BOARD OF EDUCATION

## NOTICE OF EMERGENCY AMENDMENT

1) Heading of the Part: Pupil Transportation Reimbursement

2) Code Citation: 23 Ill. Adm. Code 120

3) Section Numbers: Emergency Action:  
120.205 New Section

4) Statutory Authority: 105 ILCS 5/29-1 et seq.

5) Effective Date of Amendment: August 9, 1994

6) If this emergency amendment is to expire before the end of the 150-day period, please specify the date on which it is to expire:

7) Date Filed in Agency's Principal Office: August 8, 1994.

8) Reason for Emergency: The State Board has unexpectedly received funds which need to be distributed to parents and other custodians of students. In the absence of an emergency rule establishing a timeframe, there would be no way to determine the total of the claims to be submitted and hence no way to determine the amounts to be reimbursed.

9) A Complete Description of the Subjects and Issues Involved: The custodial reimbursement program (see Section 29-5.2 of the School Code [105 ILCS 5/29-5.2]) was not funded for the 1992-93 school year, and the State Board did not expect that it would be funded for 1993-94. Consequently schools and the other parties involved did not go through the application and verification process called for in Part 120 during the last school year.

However, the Board did receive an unexpected appropriation in its FY 95 budget, applicable to reimbursement of custodial transportation expenses incurred in 1993-94. This makes it necessary for all the relevant procedural steps to be completed retroactively so that eligible parties may receive the funds.

An emergency rule is needed in order to have deadlines in effect applicable to the processing of the claims, since the timelines contained in the existing rules cannot be applied.

10) Are there any proposed amendments to this Part pending? No.

11) Statement of Statewide Policy Objectives: This rule will not create or enlarge a state mandate.

12) Information and questions regarding this amendment shall be directed to:

Name: Marcia Sailsbury  
Address: Illinois State Board of Education  
100 North First Street (E-320)

## STATE BOARD OF EDUCATION

## NOTICE OF EMERGENCY AMENDMENT

Springfield, Illinois 62777

Telephone: (217) 782-5256

The full text of the emergency amendment begins on the next page:

## NOTICE OF EMERGENCY AMENDMENT

## TITLE 23: EDUCATION AND CULTURAL RESOURCES

## SUBPART A: SCHOOL REIMBURSEMENT

Section	Definitions
120.10	Transportation and Student Discipline
120.20	Pupil Transportation Services Eligible for Reimbursement
120.30	Pupil Transportation Services Not Eligible for Reimbursement
120.40	Reimbursable Direct Operating Costs
120.50	Reimbursable Annual Depreciation Allowances
120.60	Deductions from Direct Operating Costs
120.70	Reimbursable Indirect Cost for Pupil Transportation Services
120.80	Cost Proration Related to Pupil Transportation
120.90	Reimbursement Formulas
120.100	Reporting Requirements
120.110	Computerized Bus Scheduling by Contract
120.120	Seat Back Reimbursement
120.130	

## SUBPART B: CUSTODIAN REIMBURSEMENT FOR PUPIL TRANSPORTATION

Section	Definitions
120.200	Special Timelines for Submission and Processing of Claims for the 1993-94 School Year
120.205	

## EMERGENCY

120.210	Custodians Eligible for Reimbursement
120.220	Custodians Not Eligible for Reimbursement
120.230	Responsibilities of Schools
120.235	Responsibilities of Public and Nonpublic Chief Administrative Officers
120.240	Reimbursement
120.245	Responsibilities of the Superintendents of Educational Service Regions
120.250	Dispute Resolution
120.260	Audit and Enforcement

AUTHORITY: Implementing and authorized by Article 29 of the School Code [105 ILCS 5/Art. 29].

SOURCE: Adopted at 10 Ill. Reg. 19438, effective October 31, 1986; amended at 10 Ill. Reg. 21675, effective December 11, 1986; amended at 12 Ill. Reg. 4147, effective February 5, 1988; amended at 13 Ill. Reg. 7731, effective May 8, 1989; amended at 16 Ill. Reg. 10213, effective June 10, 1992; emergency amendment at 18 Ill. Reg. **12853**, effective **AUG 09 1994**, for a maximum of 150 days.

SUBPART B: CUSTODIAN REIMBURSEMENT FOR PUPIL TRANSPORTATION

## STATE BOARD OF EDUCATION

## NOTICE OF EMERGENCY AMENDMENT

Section 120.205 Special Timelines for Submission and Processing of Claims for the 1993-94 School Year  
EMERGENCY

This Section shall apply to the timelines for submission and processing of custodial reimbursement claims for the 1993-94 school year only. Provisions and requirements of this Part other than the timelines discussed below are not affected by this Section.

- Schools shall conduct the notification called for in Section 120.230 of this Part and make claim forms for custodian reimbursement available at each attendance center by September 9, 1994.
- Each custodian wishing to submit a claim for reimbursement applicable to the 1993-94 school year shall complete a claim form and submit it to the school attended during that year by the qualifying pupil in question no later than September 30, 1994.
- Each custodian wishing determination of the existence of a serious safety hazard pursuant to Section 120.210 of this Part shall complete a form provided by the Regional Superintendent of Education for the county in which the custodian resides and submit it to the Regional Superintendent no later than September 30, 1994, except that residents of Cook County shall use request forms provided by the State Superintendent of Education and return them to the State Superintendent.
- Regional Superintendents and the State Superintendent, as applicable, shall accept request forms for determination of serious safety hazards through September 30, 1994, for processing as required by Section 120.245 of this Part.
- Schools shall submit one copy of each completed claim form to the State Superintendent of Education on or before October 31, 1994.
- No later than December 1, 1994, each Regional Superintendent shall file with the State Superintendent of Education a copy of the log required by Section 120.245 of this Part and a bill for processing requests for determination of serious safety hazards.
- Upon receipt of the completed claim forms, the State Superintendent of Education shall:
  - conduct the review of claims called for in Section 120.240 of this Part and prepare a report of all claims approved;
  - prepare vouchers showing the amounts due to custodians; and
  - transmit the report and the vouchers to the Comptroller of the State of Illinois.

(Source: Emergency amendment added at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_, for a maximum of 150 days)

## DEPARTMENT OF PUBLIC AID

## NOTICE OF EMERGENCY AMENDMENTS

- 1) Heading of the Part: Hospital Services
- 2) Code Citation: 89 Ill. Adm. Code 148
- 3) Section Numbers: Emergency Action:  
148.290 Amendment
- 4) Statutory Authority: Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1991, ch. 23, par. 12-13) [305 ILCS 5/12-13]
- 5) Effective Date of Amendments: August 2, 1994
- 6) If these Emergency Amendments are to expire before the end of the 150-day period, please specify the date on which it is to expire: Not Applicable
- 7) Date Filed in Agency's Principal Office: August 2, 1994

8) Reason for Emergency: These emergency amendments to 89 Ill. Adm. Code 148 of the Department of Public Aid's rules are necessary to allow rate enhancements for some hospitals by changing eligibility criteria for targeted access payment (TAP) adjustments. These changes pertain to the Medicaid percentage adjustment, the obstetrical care adjustment and the ambulatory care network adjustment under TAP. Currently, a hospital must have 500 or fewer certificate of need beds if located in an urban area and 300 or fewer certificate of need beds if located in a rural area, to qualify for these rate adjustments. It has recently become evident that some hospitals which do not meet these bed requirements suffer from rate disparities which may threaten their ability to provide necessary medical services to Medicaid recipients. The removal of the bed limitations will increase the number of hospitals eligible to receive particular hospital reimbursement add-ons under TAP. Immediate implementation of these amendments will ensure the availability of necessary medical services through the provision of adequate rates to hospitals, thereby protecting the health, safety and welfare of Medicaid eligible hospital patients.

9) Complete Description of the Subjects and Issues Involved: These emergency amendments to the Department of Public Aid's rules concerning hospital services are intended to provide rate enhancements for some hospitals by changing eligibility criteria for targeted access payment (TAP) adjustments. These changes pertain to the Medicaid percentage adjustment, the obstetrical care adjustment and the ambulatory care network adjustment under TAP. Currently, a hospital must have 500 or fewer certificate of need beds if located in an urban area and 300 or fewer certificate of need beds if located in a rural area, to qualify for these rate adjustments. Some hospitals which do not meet these bed requirements are suffering from rate disparities which decrease their ability to provide necessary medical services to Medicaid recipients. These emergency amendments remove the bed limitations and will therefore increase the number of hospitals

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eligible to receive particular hospital reimbursement add-ons under TAP.

It is anticipated that implementation of these proposed amendments will result in increased TAP payments during the remainder of rate year 1994 ending September 30, 1994, by an estimated \$1.9 million. For rate year 1995 (October 1, 1994, through September 30, 1995), the increase in spending is expected to be approximately \$7.4 million.

- 10) Are there any Proposed Amendments pending to this Part? Yes
- | Sections | Proposed Action | Illinois Register Citation        |
|----------|-----------------|-----------------------------------|
| 148.82   | Amendment       | April 1, 1994 (18 Ill. Reg. 5135) |
- 11) Statement of Statewide Policy Objectives: These emergency amendments do not affect units of local government.
- 12) Information and questions regarding these Emergency Amendments shall be directed to:

Name: Joanne Jones  
Address: Bureau of Rules and Regulations  
 Illinois Department of Public Aid  
 100 South Grand Avenue East, Third Floor  
 Springfield, Illinois 62762  
Telephone: (217) 524-3215

The full text of the Emergency Amendments begins on the next page:



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TITLE 89: SOCIAL SERVICES  
CHAPTER I: DEPARTMENT OF PUBLIC AID  
SUBCHAPTER d: MEDICAL PROGRAMS

PART 148  
HOSPITAL SERVICES

- Section  
148.10 Hospital Services  
148.20 Participation  
148.30 General Requirements  
148.40 Special Requirements  
148.50 Covered Hospital Services  
148.60 Hospital Services Not Covered  
148.70 Limitation On Hospital Services  
148.80 Organ Transplants Services Covered Under Medicaid (Repealed)  
148.82 Organ Transplant Services  
148.90 Heart Transplants (Repealed)  
148.100 Liver Transplants (Repealed)  
148.110 Bone Marrow Transplants (Repealed)  
148.120 Disproportionate Share Hospital Adjustments  
148.130 Outlier Adjustments for Exceptionally Costly Stays  
148.140 Hospital Outpatient and Clinic Services  
148.150 Uncompensated Care Payment Adjustment for Nonproportionate Share Hospitals  
148.160 Payment Methodology for County-Owned Hospitals in a County with a Population of Over 3 Million  
148.170 Payment Methodology for Hospitals Organized Under the University of Illinois Hospital Act  
148.180 Payment for Pre-operative Days and Services Which Can Be Performed in an Outpatient Setting  
148.190 Copayments  
148.200 Alternate Reimbursement Systems  
148.210 Filing Cost Reports  
148.220 Pre September 1, 1991 Admissions  
148.230 Admissions Occurring on or after September 1, 1991  
148.240 Prepayment and Utilization Review  
148.250 Determination of Alternate Payment Rates to Certain Exempt Hospitals  
148.260 Calculation and Definitions of Inpatient Per Diem Rates  
148.270 Determination of Alternate Cost Per Diem Rates for All Hospitals; Payment Rates for Certain Exempt Hospital Units; and Payment Rates for Certain Other Hospitals  
148.280 Reimbursement Methodologies for Children's Hospitals and Hospitals Reimbursed Under Special Arrangements  
148.290 Adjustments and Reductions to Total Payments  
148.300 Payment  
148.310 Review Procedure  
148.320 Alternatives

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- 148.330 Exemptions  
148.340 Subacute Alcoholism and Substance Abuse Treatment Services  
148.350 Definitions  
148.360 Types of Subacute Alcoholism and Substance Abuse Treatment Services  
148.370 Payment for Subacute Alcoholism and Substance Abuse Treatment Services  
148.376 Utilization, Case-Mix and Discretionary Funds  
148.380 Rate Appeals for Subacute Alcoholism and Substance Abuse Treatment Services  
148.390 Hearings  
148.400 Special Hospital Reporting Requirements

AUTHORITY: Implementing Article III of the Illinois Health Finance Reform Act (Ill. Rev. Stat. 1991, ch. 111 1/2, par. 6503-1 et seq.) [20 ILCS 2215/Art. III] and implementing and authorized by Articles III, IV, V, VI, VII and Section 12-13 of the Illinois Public Aid Code [305 ILCS 5/Arts. III, IV, V, VI, VII and 5/12-13].

SOURCE: Sections 148.10 thru 148.390 recodified from 89 Ill. Adm. Code 140.94 thru 140.398 at 13 Ill. Reg. 9572; Section 148.120 recodified from 89 Ill. Adm. Code 140.110 at 13 Ill. Reg. 12118; amended at 14 Ill. Reg. 2553, effective February 9, 1990; emergency amendment at 14 Ill. Reg. 11392, effective July 1, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 15358, effective September 13, 1990; amended at 14 Ill. Reg. 16998, effective October 4, 1990; amended at 14 Ill. Reg. 18293, effective October 30, 1990; amended at 14 Ill. Reg. 18499, effective November 8, 1990; emergency amendment at 15 Ill. Reg. 10502, effective July 1, 1991, for a maximum of 150 days; emergency expired October 29, 1991; emergency amendment at 15 Ill. Reg. 12005, effective August 9, 1991, for a maximum of 150 days; emergency expired January 6, 1992; emergency amendment at 15 Ill. Reg. 16166, effective November 1, 1991, for a maximum of 150 days; amended at 15 Ill. Reg. 18684, effective December 23, 1991; amended at 16 Ill. Reg. 6255, effective March 27, 1992; emergency amendment at 16 Ill. Reg. 11335, effective June 30, 1992, for a maximum of 150 days; emergency amendment at 16 Ill. Reg. 11942, effective July 10, 1992, for a maximum of 150 days; emergency amendment at 16 Ill. Reg. 14778, effective October 1, 1992, for a maximum of 150 days; amended at 16 Ill. Reg. 19873, effective December 7, 1992; amended at 17 Ill. Reg. 131, effective December 21, 1992; amended at 17 Ill. Reg. 3296, effective March 20, 1992; amended at 17 Ill. Reg. 6649, effective April 21, 1993; amended at 17 Ill. Reg. 14643, effective August 30, 1993; emergency amendment at 17 Ill. Reg. 17323, effective October 1, 1993, for a maximum of 150 days; amended at 18 Ill. Reg. 3450, effective February 28, 1994; emergency amendment at 18 Ill. Reg. 10857, effective August 2, 1994, for a maximum of 150 days.

## Section 148.290 Adjustments and Reductions to Total Payments

## EMERGENCY

- a) Applicable Adjustments for DSH and Uncompensated Care  
The criteria and methodology for making applicable DSH and

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uncompensated care adjustments to hospitals shall be in accordance with Section 148.120 or, if applicable, 148.150.

## b) Outlier Adjustments

Outlier adjustments to payments amounts for medically necessary inpatient hospital services involving exceptionally high costs for certain individuals shall be made in accordance with Section 148.130 for hospitals that are exempt from the DRG PPS (see 89 Ill. Adm. Code 149).

## c) Trauma Center Adjustments (TCA)

For inpatient admissions occurring on or after October 1, 1992, the Department shall make trauma center adjustments (TCA) to hospitals recognized, as of the first day of July preceding the TCA rate period, as Level I or Level II trauma centers by Illinois Department of Public Health, or, if applicable, by the licensing agency in the State in which the hospital is located, in accordance with the provisions of subsections (c)(1) through (c)(5) below.

1) Level I Trauma Center Adjustment (TCA). Hospitals that, on the first day of July preceding the TCA rate period, meet the following criteria shall receive an adjustment of \$19,200.00 per Medicaid trauma admission in the TCA base period:

A) The hospital must not be a county-owned hospital, as described in Section 148.25(b)(1)(A), or a hospital organized under the University of Illinois Hospital Act, as described in Section 148.25(b)(1)(B); and

B) The hospital is recognized as a Level I trauma center by the Illinois Department of Public Health, or by the licensing agency in the State in which the hospital is located if the hospital is located within 50 miles of an Illinois border.

2) Level II Rural Trauma Center Adjustment (TCA). Illinois rural hospitals that meet the following criteria shall receive an adjustment of \$9,400.00 per Medicaid trauma admission in the TCA base period:

A) With respect to the October 1, 1992, TCA rate period, on the first day of July preceding the TCA rate period, the hospital is located in a rural area and is recognized as a Level II trauma center by the Illinois Department of Public Health.

B) With respect to the October 1, 1993, TCA rate period, on July 14, 1993, the hospital is designated as a rural hospital, as defined in Section 148.25(g)(3), and is recognized as a Level II trauma center by the Illinois Department of Public Health.

C) With respect to TCA rate periods beginning on or after October 1, 1994, on the first day of July preceding the TCA rate period, the hospital is designated as a rural hospital, as defined in Section 148.25(g)(3), and is recognized as a Level II trauma center by the Illinois Department of Public Health.

3) Level II Urban Trauma Center Adjustment (TCA). Illinois urban

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hospitals, as described in Section 148.25(g)(4) for rate periods beginning on or after October 1, 1993, that, on the first day of July preceding the TCA rate period, are recognized as Level II trauma centers by the Illinois Department of Public Health shall receive an adjustment of \$9,400.00 per Medicaid trauma admission in the TCA base period, provided that such hospital meets the criteria described in subsections (c)(3)(B) or (c)(3)(C) below:

A) The Medicaid trauma admission percentage, as described in subsection (c)(7)(C) below, shall be calculated for each hospital described in subsection (c)(3) above.

B) Each hospital described in subsection (c)(3) that meets the following additional criteria shall be eligible for the adjustment described in subsection (c)(3) above:

- i) The hospital is located in a county with no Level I trauma center;
- ii) The hospital has a Medicaid trauma admission percentage at or above the mean of the individual facility values determined in subsection (c)(3)(A) above; and
- iii) The hospital is located in a Health Manpower Shortage Area (HMSA) (42 CFR 5, 1989), as of the first day of July preceding the TCA rate period year.

C) Each hospital described in subsection (c)(3) that meets the following additional criteria shall be eligible for the adjustment described in subsection (c)(3) above:

- i) The hospital is located in a county with no Level I trauma center; and
- ii) The hospital has a Medicaid trauma admission percentage that is at least the mean plus one standard deviation of the individual facility values determined in subsection (c)(3)(A) above.

4) County Trauma Center Adjustment (TCA). Illinois hospitals that, on the first day of July preceding the TCA rate period, are recognized as Level I or Level II trauma centers by the Illinois Department of Public Health, shall receive an adjustment that shall be calculated as follows:

A) The available funds from the Trauma Center Fund for each quarter shall be divided by each eligible hospital's (as defined in subsection (c)(4) above) Medicaid trauma admissions in the same quarter of the TCA base period to determine the adjustment for the TCA rate period. The result of this calculation shall be the County TCA adjustment per Medicaid trauma admission for the applicable quarter.

B) The county trauma center adjustment payments shall not be treated as payments for hospital services under Title XIX of the Social Security Act for purposes of the calculation of the intergovernmental transfer provided for in Section 15-3(a) of the Public Aid Code.

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- 5) Each eligible hospital's trauma center adjustment for the TCA rate period shall equal the sum of the amounts described in subsections (c)(1), (c)(2), (c)(3), and (c)(4)(A). The trauma center adjustments shall be paid to eligible hospitals on a quarterly basis.
- 6) Trauma Center Adjustment Limitations. Hospitals that qualify for trauma center adjustments under this subsection shall not be eligible for the total trauma center adjustment if, during the TCA rate period, the hospital is no longer recognized by the Illinois Department of Public Health, or the appropriate licensing agency, as a Level I trauma center as required for the adjustment described in subsection (c)(1) above, a Level II trauma center as required for the adjustment described in subsection (c)(2) or (c)(3) above, or as a Level I or a Level II trauma center as required for the adjustment described in subsection (c)(4) above. In these instances, the adjustments calculated under this subsection shall be pro-rated, as applicable, based upon the date that such recognition ceased.
- 7) Trauma Center Adjustment Definitions. The definitions of terms used with reference to calculation of the trauma center adjustments required by subsection (c) are as follows:
- A) "Available funds" means funds which have been deposited into the Trauma Center Fund, which have been distributed to the Department by the State Treasurer, and which have been appropriated by the Illinois General Assembly.
- B) "Medicaid trauma admission" means those claims billed as admissions, excluding admissions for normal newborns, which were subsequently adjudicated by the Department through the last day of June preceding the TCA rate period and contained within the Department's paid claims data base, with an ICD-9-CM principal diagnosis code of: 800.0 through 800.99, 801.0 through 801.99, 802.0 through 802.99, 803.0 through 803.99, 804.0 through 804.99, 805.0 through 805.98, 806.0 through 806.99, 807.0 through 807.69, 808.0 through 808.9, 809.0 through 809.1, 828.0 through 828.1, 839.0 through 839.3, 839.7 through 839.9, 850.0 through 850.9, 851.0 through 851.99, 852.0 through 852.59, 853.0 through 853.19, 854.0 through 854.19, 860.0 through 860.5, 861.0 through 861.32, 862.8, 863.0 through 863.99, 864.0 through 864.19, 865.0 through 865.19, 866.0 through 866.13, 867.0 through 867.9, 868.0 through 868.19, 869.0 through 869.1, 887.0 through 887.7, 896.0 through 896.3, 897.0 through 897.7, 900.0 through 900.9, 902.0 through 904.9, 925, 926.8, 929.0 through 929.99, 958.4, 958.5, 990 through 994.99. For those hospitals recognized as Level I trauma centers solely for pediatric trauma cases, Medicaid trauma admissions are only calculated for the claims billed as admissions, excluding admissions for normal newborns, which were subsequently adjudicated by the Department through the last day of June

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- preceding the TCA rate period and contained within the Department's paid claims data base, with ICD-9-CM diagnoses within the above ranges for children under the age of 18.
- C) "Medicaid trauma admission percentage" means a fraction, the numerator of which is the hospital's Medicaid trauma admissions and the denominator of which is the total Medicaid trauma admissions in a given 12 month period for all level II urban trauma centers.
- D) "TCA base period" means State Fiscal Year 1991, for TCA payments calculated for the October 1, 1992 TCA rate period, State Fiscal Year 1992 for TCA payments calculated for the October 1, 1993, TCA rate period, etc.
- E) "TCA rate period" means, beginning October 1, 1992, the 12 month period beginning on October 1 of the year and ending September 30 of the following year.
- F) "Trauma Center Fund" means the fund created for the purpose of distributing a portion of monies received by county circuit clerks for certain violations of laws or ordinances regulating the movement of traffic to Level I and Level II trauma centers located in the State of Illinois. The Trauma Center Fund shall also consist of all federal matching funds received by the Department as a result of expenditures made by the Department as required by subsection (c)(4) above.
- d) Rehabilitation Hospital Adjustment (RHA)
- Illinois hospitals that, on the first day of July preceding the RHA rate period, qualify as rehabilitation hospitals, as defined in 89 Ill. Adm. Code 149.50(c)(2) and are accredited by the Commission on Accreditation of Rehabilitation Facilities (CARF), shall receive a rehabilitation hospital adjustment in the RHA rate period as follows:
- 1) Eligible hospitals, as defined in subsection (c) above, shall receive a rehabilitation hospital adjustment that consists of the following two components:
- A) Treatment Component. All hospitals defined in 89 Ill. Adm. Code 149.50(c)(2) above shall receive \$3,800.00 per Medicaid Level I admission in the RHA base period.
- B) Facility Component. All hospitals defined in 89 Ill. Adm. Code 149.50(c)(2) above shall receive a facility component that shall be based upon the number of Medicaid Level I admissions in the RHA base period as follows:
- i) Hospitals with fewer than 100 Medicaid Level I admissions in the RHA base period shall receive a facility component of \$100,000.00 in the RHA rate period.
- ii) Hospitals with 100 or more Medicaid Level I admissions in the RHA base period shall receive a facility component of \$400,000.00 in the RHA rate period.
- 2) Each eligible hospital's rehabilitation hospital adjustment for the RHA rate period shall equal the sum of the amounts described in subsections (d)(1)(A) and (d)(1)(B) above. The rehabilitation



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hospital adjustments shall be paid to eligible hospitals on a quarterly basis.

- 3) Rehabilitation Hospital Adjustment Definitions. The definitions of terms used with reference to calculation of the rehabilitation hospital adjustments required by subsection (d) are as follows:

A) "Medicaid Level I admissions" means those claims billed as Level I admissions, excluding admissions for normal newborns, which were subsequently adjudicated by the Department through the last day of June preceding the RHA rate period and contained within the Department's paid claims data base, with an occurrence code of 63 when applicable and an ICD-9-CM principal diagnosis code of: 054.3, 310.1 through 310.2, 320.1, 336.0 through 336.9, 344.0 through 344.2, 344.8 through 344.9, 348.1, 801.30, 803.10, 803.84, 806.0 through 806.19, 806.20 through 806.24, 806.26, 806.29 through 806.34, 806.36, 806.4 through 806.5, 851.06, 851.80, 853.05, 854.0 through 854.04, 854.06, 854.1 through 854.14, 854.16, 854.19, 905.0, 907.0, 907.2, 952.0 through 952.09, 952.10 through 952.16, 952.2, and V57.0 through V57.89.

B) "RHA base period" means State Fiscal Year 1991 for RHA payments calculated for the October 1, 1992, RHA rate period, State Fiscal Year 1992 for RHA payments calculated for the October 1, 1993, RHA rate period, etc.

C) "RHA rate period" means, beginning October 1, 1992, the 12 month period beginning on October 1 of the year and ending September 30 of the following year.

e) Perinatal Center Adjustments (PCA)

For inpatient admissions occurring on or after October 1, 1993, the Department shall make perinatal center adjustments (PCA) to hospitals in accordance with the provisions of subsections (e)(1) through (e)(3) below.

1) Hospitals that meet the following criteria shall receive an adjustment of \$825.00 per Medicaid perinatal admission in the PCA rate period:

A) The hospital is designated as a Level II perinatal center by the Illinois Department of Public Health, or, if applicable, by the licensing agency in the state in which the hospital is located, on the first day of July preceding the PCA rate period;

B) The hospital is:

- i) With respect to the October 1, 1992, PCA rate period, located in a rural area on the first day of July preceding the PCA rate period;
- ii) With respect to the October 1, 1993, PCA rate period, designated as a rural hospital, as defined in Section 148.25(g)(3), on July 14, 1993;
- iii) With respect to PCA rate periods beginning on or after October 1, 1994, designated as a rural hospital, as

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defined in Section 148.25(g)(3), on the first day of July preceding the PCA rate period; and

- C) The hospital has a Medicaid perinatal percentage of 30 percent or above.

2) The perinatal center adjustments calculated under subsection (e)(1) above shall be paid to eligible hospitals on a quarterly basis.

3) Perinatal Center Adjustment Limitations. Hospitals that qualify for PCA adjustments under subsection (e)(1) above shall not be eligible for the total PCA adjustment if, during the PCA rate period, the hospital is no longer recognized or designated by the Illinois Department of Public Health, or the appropriate licensing agency, as a Level II perinatal center, as required by subsection (e)(1)(A) above. In this instance, the annual adjustment described in subsection (w)(1) above shall be pro-rated, as applicable, based upon the date that the designation ceased.

4) Perinatal Center Adjustment (PCA) Definitions. The definitions of terms used with references to calculation of the perinatal center adjustments required by this subsection (e) are as follows:

A) "Medicaid perinatal admissions", as referred to in subsection (e)(4)(D) below, means those claims billed as admissions, excluding admissions for normal newborns, which were subsequently adjudicated by the Department through the last day of June preceding the PCA rate period and contained within the Department's paid claims data base, for infants less than 29 days of age at the time of the admission with an ICD-9-CM diagnosis code within the ranges of 760 through 779 and V30 through V39, and those claims billed as admissions, excluding admissions for normal newborns, which were subsequently adjudicated by the Department through the last day of June preceding the PCA rate period and contained within the Department's paid claims data base, related to pregnancy, childbirth and the puerperium with an ICD-9-CM principal diagnosis code within the range of 630 through 676.

B) "Medicaid perinatal percentage" means a fraction, the numerator of which is the hospital's Medicaid perinatal admissions, and the denominator of which is the hospital's total Medicaid admissions.

C) "PCA base period" means State Fiscal Year 1992, for PCA payments calculated for the October 1, 1993, PCA rate period, State Fiscal Year 1993 for PCA payments calculated for the October 1, 1994, PCA rate period, etc.

D) "PCA rate period" means, beginning October 1, 1993, the 12 month period beginning on October 1 of the year and ending September 30 of the following year.

E) "Total Medicaid admissions", as referred to in subsection

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(e)(4)(B) above, means the total claims billed as admissions, excluding admissions for normal newborns, which were subsequently adjudicated by the Department through the last day of June preceding the PCA rate period and contained within the Department's paid claims data base.

## f) Obstetrical Care Adjustments (OCA)

For inpatient admissions occurring on or after October 1, 1993, the Department shall make obstetrical care adjustments (OCA) to hospitals in accordance with the provisions of subsection (f)(1) below.

- 1) Hospitals that meet the following criteria shall receive an adjustment of \$675.00 per Medicaid obstetrical admission in the OCA rate period:

A) The hospital offers nonemergency obstetric procedures to the general public on the first day of July preceding the OCA rate period;

B) The hospital is:

- i) With respect to the October 1, 1992, OCA rate period, located in a rural area on the first day of July preceding the OCA rate period;
- ii) With respect to the October 1, 1993, OCA rate period, designated as a rural hospital, as defined in Section 148.25(g)(3), on July 14, 1993;
- iii) With respect to OCA rate periods beginning on or after October 1, 1994, designated as a rural hospital, as defined in Section 148.25(g)(3), on the first day of July preceding the OCA rate period; and

C) The hospital has a Medicaid obstetrical percentage of 20 percent or above.

- 2) The obstetrical care adjustments calculated under subsection (f)(1) above shall be paid to eligible hospitals on a quarterly basis.

- 3) Obstetrical Care Adjustment Limitations. Hospitals that qualify for OCA adjustments under subsection (f)(1) above shall not be eligible for the total OCA adjustment if, during the OCA rate period, the hospital discontinues the provision of non-emergency obstetrical care. In this instance, the annual adjustment described in subsection (f)(1) shall be pro-rated, as applicable, based upon the date that the hospital discontinued the provision of such non-emergency obstetrical care.

- 4) Obstetrical Care Adjustment (OCA) Definitions. The definitions of terms used with reference to calculation of the obstetrical care adjustments required by subsection (f) are as follows:

A) "Medicaid obstetrical admissions", as referred to in subsection (f)(4)(B) below, means those claims billed as admissions, which were subsequently adjudicated by the Department through the last day of June preceding the OCA rate period and contained within the Department's paid claims data base, with an ICD-9-CM diagnosis code within the ranges of 650 and 669 which resulted in childbirth.

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B) "Medicaid obstetrical percentage" means a fraction, the numerator of which is the hospital's Medicaid obstetrical admissions, and the denominator of which is the hospital's total Medicaid admissions.

C) "OCA base period" means State Fiscal Year 1992, for OCA payments calculated for the October 1, 1993, OCA rate period, State Fiscal Year 1993 for OCA payments calculated for the October 1, 1994, OCA rate period, etc.

D) "OCA rate period" means, beginning October 1, 1993, the 12 month period beginning on October 1 of the year and ending September 30 of the following year.

E) "Total Medicaid admissions", as referred to in subsection (f)(4)(B) above, means the total claims billed as admissions, excluding admissions for normal newborns, which were subsequently adjudicated by the Department through the last day of June preceding the OCA rate period and contained within the Department's paid claims data base.

## g) Targeted Access Payment (TAP) Adjustments

For inpatient admissions occurring on or after October 1, 1993, the Department shall make targeted access payment (TAP) adjustments to Illinois hospitals in accordance with the provisions of subsections (g)(1) through (g)(8) below.

1) Criteria. To qualify for TAP adjustments under this subsection (g), hospitals must meet the following criteria:

A) With respect to the TAP adjustments described in subsections (g)(2) through (g)(6), the hospitals must be eligible to receive the adjustment payments described in Section 148.120(g)(2) in the TAP rate period;

B) With respect to the TAP adjustments described in subsections (g)(2) through (g)(6), the hospital must not be a county-owned hospital, as described in Section 148.25(b)(1)(A), or a hospital organized under the University of Illinois Hospital Act, as described in Section 148.25(b)(1)(B);

C) With respect to the TAP adjustments described in subsections (g)(2), (g)(3) and (g)(5), and subject to subsection (g)(1)(E) below, the hospital must have 500 or fewer certificate of need beds if located in an urban area, as described in Section 148.25(g)(4). The number of certificate of need beds shall include total beds, excluding any used for substance abuse and/or long term care beds, and shall be determined by the Illinois Department of Public Health (IDPH), based upon the most current IDPH published report entitled "Bed Count, Average Length of Stay, Average Daily Census and Percent Occupancy for Non-Federal Hospitals in Illinois", which is available to the Illinois Department of Public Aid in the month immediately preceding the TAP rate period; and

D) With respect to the TAP adjustments described in subsections



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(g)(2), (g)(3) and (g)(5), and subject to subsection (g)(1)(E) below, the hospital must have 300 or fewer certificate of need beds if located in a rural area, as described in Section 148.25(g)(3). The number of certificate of need beds shall include total beds, excluding any used for substance abuse and/or long term care beds, and shall be determined by the Illinois Department of Public Health (IDPH), based upon the most current IDPH published report entitled "Bed Count, Average Length of Stay, Average Daily Census and Percent Occupancy for Non-Federal Hospitals in Illinois", which is available to the Illinois Department of Public Aid in the month immediately preceding the TAP rate period.

E) Notwithstanding the provisions of subsections (g)(1)(C) and (g)(1)(D), a children's hospital, as described in 148.120(a)(5), shall be eligible for the adjustments described in subsections (g)(2) and (g)(4). A children's hospital shall not be subject to or eligible for the adjustments described in subsections (g)(3), (g)(5) or (g)(6).

F) Effective August 1, 1994, subsections (g)(1)(C) and (g)(1)(D) above shall not apply.

2) Medicaid Percentage Adjustment. Eligible hospitals, as described in subsection (g)(1) above, with a Medicaid inpatient utilization rate, as defined in Section 148.120(1)(5), of 35% or above shall receive an adjustment of \$70.00 per Medicaid admission in the TAP base year and all other eligible hospitals shall receive an adjustment per Medicaid admission in the TAP base year which is calculated by dividing the individual hospital's Medicaid inpatient utilization rate by 35% and multiplying the result by \$70.00.

3) Obstetrical Care Adjustment. Eligible hospitals, as described in subsection (g)(1) above, that provide nonemergency obstetrical services to the general public shall receive a TAP obstetrical care adjustment which shall include:

- A) An adjustment of \$680.00 per Medicaid obstetrical admission in the TAP base period; and
- B) An additional adjustment, up to \$340.00 per Medicaid obstetrical admission in the TAP base period, based upon the hospital's Medicaid obstetrical admission percentage. The additional adjustment shall be calculated by giving the hospital providing the most Medicaid obstetrical admissions a \$340.00 adjustment per Medicaid obstetrical admission in the TAP base period and all other qualifying hospitals an adjustment equal to the individual hospital's Medicaid obstetrical admission percentage divided by the Medicaid obstetrical admission percentage of the hospital with the highest Medicaid obstetrical admission percentage, the result of which shall then be multiplied by \$340.00.

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4) Children's Care Adjustment. Eligible hospitals, as described in subsections (g)(1)(A) through (g)(1)(B) above, that provide services to children (defined as under the age of 18 and which excludes obstetrical services) shall receive a TAP children's care adjustment.

A) Eligible hospitals, as described in subsections (g)(1)(A), (g)(1)(B), and (g)(1)(E) above, shall receive a TAP children's care adjustment of up to \$600.00 per Medicaid children's admission in the TAP base period. The adjustment shall be calculated by dividing each eligible hospital's Medicaid children's admissions in the TAP base period by each eligible hospital's total Medicaid admissions in the TAP base period to arrive at the Medicaid children's admission percentage.

B) The hospital with the highest percentage of Medicaid children's admissions shall receive an adjustment of \$600.00 for each Medicaid children's admission in the TAP base period and all other qualifying hospitals shall receive an adjustment equal to \$600.00 multiplied by the individual hospital's Medicaid children's admission percentage divided by the Medicaid children's admission percentage of the hospital with the highest Medicaid children's admission percentage.

5) Ambulatory Care Network Adjustment. Eligible hospitals, as described in subsection (g)(1) above, shall complete and submit the Ambulatory Care Network Questionnaire in order to be considered for the TAP ambulatory care network adjustment. The Ambulatory Care Network Questionnaire must be received within 30 calendar days after receipt of notification from the Department that the information must be submitted. Information required in this subsection (g) which is not received in compliance with this requirement shall not be considered for the determination of those hospitals qualified for ambulatory care network adjustments. In addition, such hospitals shall be required to enter into an agreement with the Department which describes in detail their involvements in ambulatory care, and includes commitments to maintain operations. Hospitals shall be required to notify the Department in advance of any action which would result in a reduction of 20 percent or more in the number of visits provided by hospital-operated primary care clinics or a reduction of 20 percent or more in the number of visits provided by primary care physicians. The TAP ambulatory care network adjustment shall consist of three possible individual adjustments as follows:

A) Hospitals reporting the following number of physician office visits on the Ambulatory Care Network Questionnaire shall receive the following adjustments per total Medicaid admissions in the TAP base period:



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Urban Threshold	Rural Threshold	Adjustment
0 - 9,999	0 - 4,999	\$ 00.00
10,000 - 40,000	5,000 - 10,000	\$125.00
40,001 - 100,000	10,001 - 50,000	\$145.00
100,001 and over	50,001 and over	\$165.00

B) Hospitals qualifying for an adjustment under subsection (g)(5)(A) above shall receive an additional \$135.00 per total Medicaid admissions in the TAP base period if they have a formal linkage agreement with City of Chicago Partnerships in Health or Medicaid Partnerships.

C) Hospitals qualifying for an adjustment under subsection (g)(5)(A) above shall receive an additional \$135.00 per total Medicaid admissions in the TAP base period if they have a formal linkage agreement with a Federally Qualified Health Center, a County Health Clinic, or a Rural Health Clinic.

6) TAP Index Adjustment. With the exception of adjustments calculated in subsections (g)(2) and (g)(4) for children's hospitals, as described in Section 148.120(a)(5), the sum of the adjustments calculated in subsections (g)(2) through (g)(5) shall be multiplied by the following applicable percentages, which are based upon each hospital's Medicaid inpatient utilization rate as defined in Section 148.120(l)(5):

A) For those hospitals with a Medicaid inpatient utilization rate of 45 percent or above, the applicable percentage is 110 percent.

B) For those hospitals with a Medicaid inpatient utilization rate of at least 25 percent, but less than 45 percent, the applicable percentage is 50 percent.

C) For those hospitals with a Medicaid inpatient utilization rate of less than 25 percent, the applicable percentage is 25 percent.

7) The TAP adjustments calculated under subsections (g)(2) through (g)(6) above shall be paid to eligible hospitals on a quarterly basis.

8) Targeted Access Payment Adjustment Limitations.

Hospitals that qualify for TAP adjustments under subsection (g)(3) above shall not be eligible for the total TAP adjustment if, during the TAP rate period:

A) The hospital discontinues the provision of non-emergency obstetrical care. In this instance, the annual adjustment described in subsections (g)(3) and (g)(6) shall be pro-rated, as applicable, based upon the date that the hospital discontinued the provision of such non-emergency obstetrical care.

B) The hospital does not honor its commitment to maintain operations as required in subsection (g)(5) of this Section. In the event that there is a reduction of 20 percent or more

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in the number of visits provided by hospital-operated primary care clinics or a reduction of 20 percent or more in the number of visits provided by primary care physicians, the Department may, subject to approval by the Director, deem the hospital ineligible for the adjustments described in subsections (g)(5) and (g)(6) of this Section, either in total or in part.

C) The hospital discontinues its formal linkage agreements required in subsections (g)(5)(B) and (g)(5)(C). In this instance, the annual adjustment described in subsections (g)(5) and (g)(6) shall be pro-rated based upon the date that the formal linkage agreement(s) was discontinued.

9) Targeted Access Payment (TAP) Adjustment Definitions. The definitions of terms used with reference to calculation of the targeted access payment adjustments required by subsection (g) are as follows:

A) "Medicaid children's admission" means those claims billed as admissions of an individual under 18 years of age, excluding admissions for normal newborns, which were subsequently adjudicated by the Department through the last day of June preceding the TAP rate period and contained within the Department's paid claims data base, but excludes those claims billed as admissions with an ICD-9-CM principal diagnosis code within the range of 650 and 669 (indicating an obstetrical admission).

B) "Medicaid obstetrical admission" means those claims billed as admissions, which were subsequently adjudicated by the Department through the last day of June preceding the TAP rate period and contained within the Department's paid claims data base, with an ICD-9-CM principal diagnosis code within the ranges of 650 and 669 which resulted in childbirth.

C) "Medicaid obstetrical admission percentage" means a fraction, the numerator of which is the hospital's Medicaid obstetrical admissions, and the denominator of which is the Medicaid obstetrical admissions provided by all hospitals qualified for the TAP obstetrical care adjustment.

D) "Medicaid perinatal percentage" means a fraction, the numerator of which is the hospital's Medicaid perinatal admissions, and the denominator of which is the hospital's total Medicaid admissions.

E) "TAP base period" means State Fiscal Year 1992, for TAP payments calculated for the October 1, 1993, TAP rate period, State Fiscal Year 1993, for TAP payments calculated for the October 1, 1994, TAP rate period, etc.

F) "TAP rate period" means, beginning October 1, 1993, the 12 month period beginning on October 1 of the year and ending September 30 of the following year.

G) "Total Medicaid admissions", as referred to in subsection

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(g)(9)(D) above, means the total claims billed as admissions, excluding admissions for normal newborns, which were subsequently adjudicated by the Department through the last day of June preceding the TAP rate period and contained within the Department's paid claims data base.

#### h) Medicaid High Volume Adjustments (MHVA)

For inpatient admissions occurring on or after October 1, 1993, the Department shall make Medicaid High Volume Adjustments (MHVA) to hospitals in accordance with the provisions of subsection (h)(1) through (h)(2) below.

1) Criteria. To qualify for MHVA adjustments under this subsection (h), hospitals must meet the following criteria:

A) With respect to the MHVA described in subsection (h)(2)(A) through (h)(2)(C), the hospitals must:

- i) Be eligible to receive the adjustment payments described in Section 148.120 in the MHVA rate period; and

- ii) Not be a county-owned hospital, as described in Section 148.25(b)(1)(A), or a hospital organized under the University of Illinois Hospital Act, as described in Section 148.25(b)(1)(B) in the MHVA rate period.

B) With respect to the MHVA adjustments described in subsection (h)(2)(D):

- i) The hospital must not be eligible to receive the adjustment payments described in Section 148.120(g)(2) in the MHVA rate period;

- ii) The total number of Medicaid inpatient days as defined in subsection (h)(4)(D) of this Section, provided by each Medicaid-participating Illinois hospital, must be at least one standard deviation above the mean number of Medicaid inpatient days, as defined in subsection (h)(4)(A) of this Section for the MHVA base fiscal year; and

- iii) The hospital must meet the requirements of subsection (h)(1)(D) below when located in a geographic area covered by the managed care component of the Healthy Moms/Healthy Kids Program, as described in 89 Ill. Adm. Code 140.928(a)(1).

C) Source of Data. In making the determination described in subsection (h)(1)(B)(ii) above, the Department shall utilize:

- i) The hospital's final audited cost report for the hospital's MHVA base fiscal year. Medicaid inpatient days, as defined in subsection (h)(4)(D) of this Section, which have been derived from final audited cost reports, are not subject to the Review Procedure described in Section 148.310, with the exception of errors in calculation.

- ii) In the absence of a final audited cost report for the

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hospital's MHVA base fiscal year, the Department shall utilize the hospital's unaudited cost report for the hospital's MHVA base fiscal year. Due to the unaudited nature of this information, hospitals shall have the opportunity to submit a corrected cost report for the determination described in subsection (h)(1)(B)(ii) above. Submittal of a corrected cost report in support of subsection (h)(1)(B)(ii) above must be received no later than the first day of July preceding the MHVA rate period for which the hospital is requesting consideration of such corrected cost report for the determination of MHVA qualification. Corrected cost reports which are not received in compliance with these time limitations will not be considered for the determination of the hospital's Medicaid inpatient days as described in subsection (h)(4)(D) of this Section.

- iii) Hospitals' Medicaid inpatient days, as defined in subsection (h)(4)(D) of this Section, which have been derived from unaudited cost reports, are not subject to the Review Procedure described in Section 148.310, with the exception of errors in calculation. Pursuant to subsection (h)(1)(C)(ii) above, hospitals shall have the opportunity to submit corrected cost report information prior to the Department's MHVA determination.

- iv) In the event a subsequent final audited cost report reflects Medicaid inpatient days, as described in subsection (h)(4)(D) of this Section, which are lower than the Medicaid inpatient days derived from the unaudited cost report utilized for the MHVA determination, the Department shall recalculate the Medicaid inpatient days based upon the final audited cost report, and recoup any overpayments made.

D) Hospitals meeting the criteria described in subsection (h)(1)(B) above, that are located in a geographic area covered by the managed care component of the Healthy Moms/Healthy Kids Program, as described in 89 Ill. Adm. Code 140.928(a)(1), must meet the following requirements:

- i) Hospitals designated as Level III perinatal centers by the Illinois Department of Public Health must enter into an agreement with the Department to participate in the Healthy Moms/Healthy Kids Program as a Certified Obstetrical Ambulatory Care Center (COBACC), as described in 89 Ill. Adm. Code 140.461(f)(1)(C), with a minimum Healthy Moms/Healthy Kids client assignment capacity commitment that includes a specified minimum number of pregnant women determined to be at medical high risk of abnormal delivery and is

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otherwise mutually agreeable to both the Department and the hospital;

- ii) Hospitals that are not designated as Level III perinatal centers by the Illinois Department of Public Health must enter into an agreement or agreements with the Department to participate in the Health Moms/Healthy Kids Program as a Certified Hospital Ambulatory Primary Care Center (CHAPCC), as described in 89 Ill. Adm. Code 140.461(f)(1)(A), and/or a Certified Hospital Organized Satellite Clinic (CHOSC), as described in 89 Ill. Adm. Code 140.461(f)(1)(B), with a minimum total Healthy Moms/Healthy Kids client assignment capacity commitment that is otherwise mutually agreeable to both the Department and the hospital; and

- iii) Hospitals must enter into the agreements described in subsections (h)(1)(D)(i) and (h)(1)(D)(ii) above by the first day of January in the MHVA rate period.

## 2) Calculation of Medicaid High Volume Adjustments

- A) Hospitals meeting the criteria specified in subsection (h)(1)(A) above shall receive a MHVA payment adjustment of \$60.

- B) For children's hospitals, as defined in Section 148.120(a)(5), the payment adjustment calculated under subsection (h)(2)(A) above shall be multiplied by 2.0.

- C) The amount calculated pursuant to subsections (h)(2)(A) and (h)(2)(B) above shall be adjusted on October 1, 1993, and annually thereafter, by a percentage equal to the lesser of:

- i) The increase in the national hospital market basket price proxies (BRI) hospital cost index for the most recent twelve month period for which data are available; or

- ii) The percentage increase in the statewide average hospital payment rate, as described in subsection (h)(4)(E) of this Section, over the previous year's statewide average hospital payment rate.

- D) Hospitals meeting the criteria specified in subsections (h)(1)(B) and (h)(1)(D) above shall receive an add-on payment to their inpatient rate.

- i) The distribution method for the add-on payment described in subsection (h)(2)(D) above is based upon a fund of \$12 million. All hospitals qualifying under subsections (h)(1)(B) and (h)(1)(D) above will receive an \$85 per day add-on to their current rate. The total cost of this adjustment is calculated by multiplying each hospital's most recent completed fiscal year Medicaid inpatient utilization data (adjusted based upon historical utilization and projected increases in utilization) by \$85. The total

dollar amount of this calculation is then subtracted from the \$12 million fund.

- ii) The remaining fund balance is then distributed to the hospitals that are located in a geographical area covered by the managed care component of the Healthy Moms/Healthy Kids Program as described in 89 Ill. Adm. Code 140.928(a)(1) in proportion to the percentage by which the hospital's Medicaid inpatient days, as described in subsection (h)(4)(D), exceeds one standard deviation above the State's mean Medicaid inpatient days, as described in subsection (h)(4)(A) of this Section. This is done by finding the ratio of each qualified hospital's percent Medicaid inpatient days to the State's mean plus one standard deviation percent Medicaid inpatient days value. These ratios are then summed and each qualified hospital's proportion of the total is calculated. These proportional values are then multiplied by each qualified hospital's most recent completed fiscal year Medicaid inpatient utilization data (adjusted based upon historical utilization and projected increases in utilization). These weighted values are summed and each qualified hospital's proportion of the summed weighted value is calculated. Each individual qualified hospital's proportional value is then multiplied against the \$12 million pool of money available after the \$85 per day base add-on has been subtracted.

- iii) The total dollar amount calculated for each qualifying hospital under subsection (h)(2)(D)(ii) above (plus the initial \$85 per day add-on amount calculated for each qualifying hospital under subsection (h)(2)(D)(i) above) is then divided by the Medicaid inpatient utilization data (adjusted based upon historical utilization and projected increases in utilization) to arrive at a per day add-on value. Hospitals meeting the criteria described under subsection (h)(1)(B)(ii), that are not located in a geographical area covered by the managed care component of the Healthy Moms/Healthy Kids Program, as described in 89 Ill. Adm. Code 140.928(a)(1), will receive the minimum adjustment of \$85 per inpatient day. The adjustments calculated under this subsection are subject to the limitations described in subsection (h)(3) below. The adjustments calculated under this subsection are subject to the limitations described in subsection (h)(3) below.

- E) The adjustments calculated under subsections (h)(2)(A) through (h)(2)(D) of this Section shall be paid on a per diem basis and shall be applied to each covered day of care



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provided.

- 3) Medicaid High Volume Adjustment Limitations.

A) Hospitals located in a geographic area covered by the managed care component of the Healthy Moms/Healthy Kids Program, as described in 89 Ill. Adm. Code 140.928(a)(1), that qualify for MHVA adjustments under subsection (h)(2)(D) above, shall not be eligible for the MHVA adjustment if:

- i) The hospital does not enter into a Healthy Moms/Healthy Kids agreement, as required in subsections (h)(1)(D)(i) and (h)(1)(D)(ii) above, by the first day of January of the MHVA rate period. In this instance, any adjustments described in subsection (h)(2)(D) that have been made by the Department shall be recouped and the hospital shall no longer be deemed eligible for the MHVA adjustment.

- ii) The hospital does not honor its minimum Healthy Moms/Healthy Kids client assignment capacity commitment, as described in subsections (h)(1)(D)(i) and (h)(1)(D)(ii) of this Section. In this instance, the Department may, subject to approval by the Director, deem the hospital ineligible for the adjustments described in subsection (h)(2)(D) of this Section, either in total or in part.

B) Hospitals that qualify for MHVA adjustments under subsections (h)(2)(A) through (h)(2)(C) above shall not be eligible for such MHVA adjustments if they are no longer recognized or designated by the Department as a DSH hospital, as required by subsection (h)(1)(A)(i). In this instance, the annual adjustment described in subsection (h)(2)(A) through (h)(2)(C) shall be pro-rated, as applicable, based upon the date that the hospital was deemed ineligible for DSH payments adjustments, under Section 148.120, by the Department.

- C) In no instance shall the final aggregate MHVA payment adjustments calculated under subsection (h)(2)(D)(i) above for all hospitals exceed \$12 million. In the event that aggregate MHVA payment adjustments calculated under subsection (h)(2)(D)(i) exceed \$12 million, each hospital's MHVA payment adjustment calculated under subsection (h)(2)(D)(i) above shall be adjusted proportionately to ensure that the final aggregate MHVA payment adjustments calculated under subsection (h)(2)(D)(i) above for all hospitals do not exceed \$12 million.

- 4) Medicaid High Volume Adjustment Definitions. The definitions of terms used with reference to calculation of the MHVA adjustments required by subsection (h) are as follows:

A) "Mean Medicaid inpatient days" means a fraction the numerator of which is the total number of inpatient days provided in a given 12 month period by all Medicaid

participating Illinois hospitals to patients who, for such days, were eligible for Medicaid under Title XIX under the Federal Social Security Act (42 U.S.C. Sec. 1396a et seq.) and the denominator of which is the total number of all Medicaid participating Illinois hospitals. Title XIX specifically excludes days of care provided to Family and Children Assistance (formerly known as General Assistance) and Aid to the Medically Indigent (AMI) days but does include the types of days described in Section 148.120(c)(3). In this paragraph, the term "inpatient day" includes each day in which an individual (including a newborn) is an inpatient in the hospital whether or not the individual is in a specialized ward and whether or not the individual remains in the hospital for lack of suitable placement elsewhere.

- B) "MHVA base fiscal year" means, for example, the hospital's fiscal year ending in 1991 for the October 1, 1993, MHVA determination year, the hospital's fiscal year ending in 1992 for the October 1, 1994, MHVA determination year, etc.

- C) "MHVA rate period" means, beginning October 1, 1993, the 12 month period beginning on October 1 of the year and ending September 30 of the following year.

- D) "Medicaid inpatient days" means the total number of inpatient days provided in a given 12 month period by each hospital to patients who, for such days, were eligible for Medicaid under Title XIX under the Federal Social Security Act (42 U.S.C. Sec. 1396a et seq.). Title XIX specifically excludes days of care provided to Family and Children Assistance (formerly known as General Assistance) and Aid to the Medically Indigent (AMI) days but does include the types of days described in Section 148.120(c)(3). In this subsection (h)(4)(D), the term "inpatient day" includes each day in which an individual (including a newborn) is an inpatient in the hospital whether or not the individual is in a specialized ward and whether or not the individual remains in the hospital for lack of suitable placement elsewhere.

- E) "Statewide Average Hospital Payment Rate" means the hospital's alternative reimbursement rate, as defined in Section 148.270(a).

- i) Inpatient Payment Adjustments based upon Reviews. Appeals based upon a hospital's ineligibility for the inpatient payment adjustments described in this Section, or their payment adjustment amounts, in accordance with Section 148.310, which result in a change in a hospital's eligibility for inpatient payment adjustments or a change in a hospital's payment adjustment amounts, shall not affect the inpatient payment adjustments of any other hospital or the payment adjustment amount of any other hospital that has received notification from the Department of their eligibility for inpatient payment

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adjustments based upon the requirements of this Section.

- j) Reductions to Total Payments
- 1) Copayments. Copayments are assessed under all medical programs administered by the Department except the Children and Family Assistance program, formerly known as the General Assistance medical program and shall be assessed in accordance with Section 148.190.
  - 2) Third Party Payments. Hospitals shall determine that services are not covered, in whole or in part, under any program or under any other private group indemnification or insurance program, health maintenance organization, workers compensation or the tort liability of any third party. To the extent that such coverage is available, the Department's payment obligation shall be reduced.

(Source: Emergency amendment at 18 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

TEACHERS' RETIREMENT SYSTEM OF THE STATE OF ILLINOIS

NOTICE OF MODIFICATION TO EMERGENCY AMENDMENT IN RESPONSE TO AN OBJECTION OF THE JOINT COMMITTEE ON ADMINISTRATIVE RULES

- 1) Heading of the Part: The Administration and Operation of the Teachers' Retirement System
- 2) Code Citation: 80 Ill. Adm. Code 1650
- 3) Section number: 1650.181
- 4) Notice of Emergency Amendment published in the Illinois Register: June 17, 1994, 18 Ill. Reg. 8949
- 5) JCAR Statement of Objection to Emergency Amendment published in the Illinois Register: July 19, 1994, 18 Ill. Reg. 12069
- 6) Date agency submitted this modification to JCAR for approval: July 29, 1994
- 7) Summary of Action Taken by the Agency: Due to concerns raised by the Joint Committee on Administrative Rules over the unexpected financial burden that could be created for school districts throughout the State with this emergency amendment, that changes the due dates for employer Early Retirement Incentive payments, the Teachers' Retirement System has added new language that details how the System designs tailored payment plans available to employers who can demonstrate special circumstances that will result in an undue economic hardship to the employer.

The full text of the Section of the emergency amendment being modified begins on the next page:

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## TITLE 80: PUBLIC OFFICIALS AND EMPLOYEES

## SUBTITLE D: RETIREMENT SYSTEMS

## CHAPTER III: TEACHERS' RETIREMENT SYSTEM OF

## PART 1650

THE ADMINISTRATION AND OPERATION OF THE  
TEACHERS' RETIREMENT SYSTEM

## SUBPART A: REPORTS BY BOARD OF TRUSTEES

## Section

1650.10 Annual Financial Report (Repealed)

## SUBPART B: BASIC RECORDS AND ACCOUNTS

## Section

1650.110 Membership Records

1650.120 Claims Records (Repealed)

1650.130 Individual Accounts (Repealed)

1650.140 Ledger and Accounts Books (Repealed)

1650.150 Statistics (Repealed)

1650.160 Confidentiality of Records

1650.180 Filing and Payment Requirements

1650.181 Early Retirement Incentive Payment Requirements

## EMERGENCY

1650.182 Waiver of Additional Amounts Due

## SUBPART C: FILING OF CLAIMS

## Section

1650.210 Claim Applications

1650.220 Reclassification of Disability Claim (Repealed)

1650.230 Medical Examinations and Investigations of Claims

1650.240 Refunds; Impermissible Refunds; Canceled Service; Repayment

1650.250 Death Benefits

1650.260 Evidence of Age

1650.270 Evidence of Dependency

1650.271 Evidence of Parentage

1650.280 Evidence of Marriage

1650.290 Offsets

## SUBPART D: MEMBERSHIP AND SERVICE CREDITS

## Section

1650.310 Effective Date of Membership

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1650.320 Method of Calculating Service Credits

1650.325 Method of Calculating Service Credit for Recipients of a Disability  
Benefits or Occupational Disability Benefit

1650.330 Duplicate Service Credit

1650.340 Service Credit for Leave of Absence, Sabbatical Leaves, or  
Involuntary Layoffs

1650.350 Service Credit for Unused Accumulated Sick Leave Upon Retirement

1650.360 Service and Earnings Credit Obtained Pursuant to Labor Contract  
Litigation

1650.370 Calculation of Average Salary (Renumbered)

## SUBPART E: CONTRIBUTION CREDITS AND PAYMENTS

## Section

1650.410 Refunds for Duplicate or Noncreditable Service

1650.420 Interest on Deficiencies (Repealed)

1650.430 Installment Payments (Repealed)

1650.440 Small Deficiencies, Credits or Death Benefit Payments

1650.450 Definition of Salary

1650.460 Calculation of Average Salary

## SUBPART F: RULES GOVERNING ANNUITANTS AND BENEFICIARIES

## Section

1650.505 Beneficiary (Repealed)

1650.510 Re-entry Into Service

1650.520 Suspension of Benefits

1650.530 Power of Attorney

1650.540 Conservators/Guardians

1650.550 Presumption of Death

1650.560 Benefits Payable on Death

1650.570 Survivors' Benefits

1650.580 Evidence of Eligibility

## SUBPART G: ATTORNEY GENERALS' OPINION

## Section

1650.605 Policy of the Board Concerning Attorney Generals' Opinion (Repealed)

## SUBPART H: ADMINISTRATIVE REVIEW

## Section

1650.610 Staff Responsibility

1650.620 Right of Appeal



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1650.630 Form of Written Request  
1650.640 Prehearing Procedure  
1650.650 Hearing Procedure  
1650.660 Rules of Evidence  
1650.710 Amendments

## SUBPART I: RULES OF ORDER

Section  
1650.810 Parliamentary Procedure

**AUTHORITY:** Implementing and authorized by Sections 16-106, 16-118, 16-121, 16-125, 16-133, 16-136, 16-149, 16-149.1, 16-149.2, 16-150, 16-153.2, 16-155, 16-168 and 16-192 of the Illinois Pension Code [40 ILCS 5/16-106, 16-118, 16-121, 16-125, 16-133, 16-136, 16-149, 16-149.1, 16-149.2, 16-150, 16-153.2, 16-155, 16-168 and 16-192].

**SOURCE:** Filed June 20, 1958; emergency rules adopted at 2 Ill. Reg. 49, p. 249, effective November 29, 1978, for a maximum of 150 days; adopted at 3 Ill. Reg. 9, p. 1, effective March 3, 1979; codified at 8 Ill. Reg. 16350; amended at 9 Ill. Reg. 20885, effective December 17, 1985; amended at 12 Ill. Reg. 16896, effective October 3, 1988; amended at 14 Ill. Reg. 18305, effective October 29, 1990; amended at 15 Ill. Reg. 16731, effective November 5, 1991; amended at 17 Ill. Reg. 1631, effective January 22, 1993; amended at 18 Ill. Reg. 6349, effective April 15, 1994; emergency amendment at 18 Ill. Reg. 8949, effective May 31, 1994, for a maximum of 150 days; emergency rule modified at 18 Ill. Reg. \_\_\_\_\_, effective May 31, 1994, for a maximum of 150 days.

## SUBPART B: BASIC RECORDS AND ACCOUNTS

**Section 1650.181 Early Retirement Incentive Payment Requirements**  
EMERGENCY

- a) All employers who elect to pay the required employer's early retirement contribution in installments within a period of 5 years as provided for in Section 16-133.4 or Section 16-133.5 of the Act are required to forward such employer contributions to the System on a quarterly basis for five years. For regular retirements under Section 16-133.4, the first quarterly payment is due on January 15, 1994 and on the 15th of the month quarterly thereafter. For regular retirements under Section 16-133.5 and delayed retirements under Section 16-133.4, the first quarterly payment is due on October 15, 1994 and on the 15th of the month quarterly thereafter. For delayed retirements under Section 16-133.5, the first quarterly payment is due on October 15, 1995 and on the 15th of the month quarterly thereafter. Failure to forward employer contributions as required shall result in the assessment of additional amounts due.

## TEACHERS' RETIREMENT SYSTEM OF THE STATE OF ILLINOIS

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- b) If the employer fails to forward such required employer contributions within the time permitted by the payment schedule, the System shall assess and notify the employer of an additional amount due, equal to a quarterly rate of 1.43% of the amount remaining unpaid by the employer on the date due.
- c) Employers paying through a quarterly payment plan shall be assessed an additional quarterly rate of 1.43% on the employer's remaining unpaid quarterly balance in every succeeding payment period the employer fails to pay any past due amounts.
- d) Employers paying through a tailored payment plan shall be assessed an additional quarterly rate of 1.43% for each succeeding quarter in which the employer fails to pay any past due amounts. Quarters shall be determined based on the date due.
- e) For purposes of administering the additional amounts due, based upon the employer's failure to make the employer's early retirement contribution under Section 16-133.4 or Section 16-133.5, the contribution must be received by the date due, as established by the System. Contributions shall be credited to the employer on the date of receipt by the System.
- f) The System may design a tailored payment plan, which must be approved by the Board of Trustees to be effective, that provides for a payment of the employer's contribution in unequal installments over a period of no more than five (5) years from the date of retirement.
- 1) A tailored payment plan is only available to employers who can demonstrate special circumstances that will result in an undue economic hardship to the employer, without a tailored payment plan, and to employers who seek to accelerate payment of the balance due. Employer convenience and general economic advantage to the employer will not be sufficient to overcome the Board of Trustees' fiduciary responsibility to ensure sound fiscal management of the System.
- 2) To apply for a tailored payment plan the employer must provide to the System's Special Payment Option Committee ("Committee") the following information: 1) A statement of the special circumstances which justify the tailored payment plan, certified by the local superintendent;
- B) A proposal as to how a tailored payment plan can meet the special circumstances enumerated;
- C) Notice as to whether the employer has been certified as in financial difficulty by the State Board of Education, pursuant to 105 ILCS 5/1A-8;
- D) A list of factors that would have a strong negative impact on the employer's ability to enter into a payment plan involving equal quarterly payments over five years.
- 3) The criteria the Committee will consider in approving a request for a tailored payment plan includes, but may not be limited to:
- A) The special circumstances certified as necessitating a tailored payment plan;

## TEACHERS' RETIREMENT SYSTEM OF THE STATE OF ILLINOIS

NOTICE OF MODIFICATION TO EMERGENCY AMENDMENT IN RESPONSE TO AN  
OBJECTION OF THE JOINT COMMITTEE ON ADMINISTRATIVE RULES

- B) What type of tailored payment plan would best meet the special circumstances identified by the employer, including the proposal made by the employer;
- C) Whether the employer has been certified as in financial difficulty by the State Board of Education, pursuant to 105 ILCS 5/1A-8.
- D) Any additional factors that would have a strong negative impact on the employer's ability to enter into a payment plan involving equal quarterly payments over five years;
- E) The System's fiduciary responsibility to ensure sound fiscal management of the System for the benefit of all participants and beneficiaries.

4) If a request for a tailored payment plan is approved, the Committee will design a tailored payment plan. The employer's proposal as to how a tailored payment plan can meet their special circumstances will be considered in designing the plan, but will not be binding on the Committee. All tailored payment plans must meet the requirements of 40 ILCS 5/16-133.5, for payment in full of all employer contributions within five years from the date of retirement. The Committee will communicate with the employer in working out the design of the tailored payment plan. The Committee's final recommendation on the design of the tailored payment plan will be promptly communicated to the employer. Any employer whose request for a tailored payment plan is not approved by the Committee, may appeal the Committee's determination under the provisions of the administrative review procedures as specified in Title 80, Illinois Administrative Code, Section 1650.610 et seq.

5) The Committee's final recommendation on the design of the tailored payment plan will be presented to the Board of Trustees for approval at its next scheduled Board Meeting. Any employer whose tailored payment plan is not approved by the Board of Trustees, may appeal the Board's determination under the provisions of the administrative review procedures as specified in Subpart H of this Part.

6) If a tailored payment plan is pending and has not yet been acted upon by the Board of Trustees, additional amounts due will be suspended by the System until such time as the Board of Trustees has acted on the tailored payment plan.

(Source: Emergency amendment modified at 18 Ill. Reg. \_\_\_\_\_, effective May 31, 1994, for a maximum of 150 days)

## RACING BOARD, ILLINOIS

## NOTICE OF CORRECTION TO ADOPTED RULES

- 1) Heading of the Part: Pari-Mutuels
- 2) Code Citation: 11 Ill. Adm. Code 405
- 3) Section Numbers: 405.90 and 405.120
- 4) Illinois Register citation to the Notice of Adopted Rulemaking:  
July 29, 1994 18 Ill. Reg. 11999
- 5) The correction listed below have been made to the file copy of the above named rules in order to bring them into agreement with the copy of the text as published in the Illinois Register:

The amendment to Section 405.90 was removed from the rulemaking during second notice. Section 405.90 was inadvertently included in the publication of the adopted rules in the Illinois Register. Only Section 405.120 was included in the adopted rulemaking. This correction brings the Illinois Register into agreement with the file copy of the rules.

## DEPARTMENT OF FINANCIAL INSTITUTIONS

## NOTICE OF PUBLIC INFORMATION

NOTICE OF NAMES OF PERSONS APPEARING  
TO BE OWNERS OF UNCLAIMED PROPERTY WHOSE  
LAST KNOWN ADDRESSES ARE IN CERTAIN STATES

## TITLE 38: FINANCIAL INSTITUTIONS

## CHAPTER I: DEPARTMENT OF FINANCIAL INSTITUTIONS

Pursuant to statutory requirement, the Illinois Department of Financial Institutions is publishing the names and last known addresses of unclaimed property owners whose last known addresses are allegedly in a state other than Illinois. The other state does not have a reciprocity arrangement with Illinois.

If your name or that of a person you represent appears below, you may contact the Department for further information about the assets.

INQUIRIES MUST BE IN WRITING. The written inquiry should include the name and address as listed, and the correct name and address for reply. If inquiring about a name other than your own, you must indicate your authority to act on behalf of that person.

Address written inquiries to:

UNCLAIMED PROPERTY DIVISION  
DEPARTMENT OF FINANCIAL INSTITUTIONS  
P.O. Box 19495  
Springfield, Illinois 62794-9495

AUTHORITY: Implementing and required by the Illinois Uniform Disposition of Unclaimed Property Act, (765 ILCS 1025/12).

## DEPARTMENT OF FINANCIAL INSTITUTIONS

## NOTICE OF PUBLIC INFORMATION

A D S VEST	1605 SUNSET DRIVE LOUISVILLE	CO	80027-0027
AARP INS	PO BOX 13999 PHILADELPHIA	PA	19187-0000
ACE KAUAI	PO BOX 3316 LIHUE	HI	96766-0000
AER LINGUS AERLINTE EIREA	DUBLIN AIRPORT DUBLIN IRELAND	FA	00000-0000
AETNA LIFE	151 FARMINGTON AVE HARTFORD	CT	06156-0000
AGENCIAS PATTON SA	PANAMA 9A PANAMA REP.	OF PANAMA FA	00000-0000
AIRPORT HOTEL	CORAPOLIS	PA	15231-0000
ALLEN	ROBERT D 8101 GLENWOOD AVE OKLAHOMA CITY	OK	73114-0000
AM HEALTH CONSULTANT	67 PEACHTREE PK DR ATLANTA	GA	30309-0000
AMER COLL OF CARDIOLOGY	9111 OLD GEORGE TOWN RD BETHESDA	MD	20814-0000
AMER SOC OF HOSPITAL	4730 MONTGOMERY AV BETHESDA	MD	20813-0000
AMERICAN AIRLINES	PO BOX 582839 TULSA	OK	74158-0000
AMERICAN LANGUAGE & CULTURE INSTITUTE	INC	DE	00000-0000
ANAGNOSTOPOULOS	DIONYSIOS	FA	00000-0000
ANAGNOSTOPOULOS	STAMATINA	FA	00000-0000
ANCHOR SUPPLY CO	UNION TRUST BLDG PITTSBURG	PA	15219-0000



## DEPARTMENT OF FINANCIAL INSTITUTIONS

## NOTICE OF PUBLIC INFORMATION

ANDERSON	ETHEL	C 2925 LEE STREET COLUMBUS	GA 31903-0000	BAI	FRANKLIN LAKES	NJ 07417-0000
ANDERSON	JAMES	H 2925 LEE STREET COLUMBUS	GA 31903-0000	BAKER	C 723 ARNOLD DR FRANKLIN LAKES	NJ 07417-0000
ANDREWS	MARY	E 1540 W RIDGE ST APT 2 BIG BAY	MI 49808-0000	BALLEW	R 40 COTTONWOOD LANE HILTON HEAD ISLAND	SC 29926-1960
ANR FREIGHT		DEPT 170 DENVER	CO 80271-0000	BANTZ	4679 CHATSWORTH DETROIT	MI 48224-0000
ANTHONY	DIANA	F 2810 HIGH RIDGE RD STAMFORD	CT 06903-0000	BAPTIST MED CTR	SIX LOW RD HANOVER	NH 03755-0000
APOSTOLIDIS	ANNA	PIRAEUS GREECE	FA 00000-0000	BARZONA	3201 4TH AVE SOUTH BIRMINGHAM	AL 35222-0000
APOSTOLIDIS	IOANNIS	PIRAEUS GREECE	FA 00000-0000	BATISE	PO BOX 89 WOODRICH	PA 17779-0000
ARRON	LAURA FAY	HUDSON QUEBEC JOP 1 CANADA	FA 00000-0000	BAUGHMAN	3241 BRADY ST BATON ROUGE	LA 00000-0000
ARRON	MARC HARRIS	HUDSON QUEBEC JOP 1 CANADA	FA 00000-0000	BAULMAN	PO BOX 1002 BARTLESVILLE	OK 74005-0000
ARTHRITIS & RHEUMATISM		17 EXECUTIVE DR ATLANTA	GA 30301-0000	BAKTER SCIENTIFIC	BAD 4792 GERMANY	FA 00000-0000
ASCAP		PO BOX 7247 0212 PHILADELPHIA	PA 19170-0212	BEAVER BROOK GARDENS APT C30	112 RARITAN CENTER PARKWAY EDISON	NJ 08837-0000
ASHP PUBLICATIONS		4630 MONTGOMERY AVE BETHESDA	MD 20814-0000	BECKMAN	209 COMLY RD LINCOLN PARK	NJ 07035-0000
ASPEN AT STREAMSIDE		2248 S FRONTAGE ROAD WEST VAIL	CO 81657-0000	BEDNARZ	257 KINGS HWY SHREVEPORT	LA 71104-0000
ATKINS	BERNICE RUTH	617 LOCKHEAD FLINT	MI 48507-0000	BERG	55 LAKE DRIVE EAST WAYNE	NJ 07470-0000
BACKUS	GEORGE	B 5518 WATERS DRIVE SAVANNAH	GA 31406-0000	BERLINSKY	16TH AVE & BEACH LONGPORT	NJ 08403-0000
BAI	BEN	B 723 ARNOLD DR		AUDREY	7008 WINSLOW ST BETHESDA	MD 20817-0000

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BEST MFG COMPANY	PO BOX 20091 PORTLAND	OR	97220-7220
BETTS	ROBERT D 98 S MAIN STREET SUFFIELD	CT	06078-0000
BIANUCCI	YOLANDA Z BOX 102 STEVENSVILLE	MI	49127-0000
BIDDLE INSTRUMENTS	510 TOWNSHIP LINE ROAD BLUE BELL	PA	19422-2795
BISH	KIRSTEN 5577 WOODSONG TRAIL DUNWOODY	GA	30338-0000
BISH	MARSHA S 5577 WOODSONG TRAIL DUNWOODY	GA	30338-0000
BLACKWELL NORTH AMERICA	PO BOX 246 BLACKHOOD	NJ	08086-0000
BLUE CROSS OF MICHIGAN	600 LAFAYETTE EAST PO BOX 166 DETROIT	MI	48226-8226
BNA COMMUNICATIONS	9439 KEY WEST AVENUE ROCKVILLE	MD	20850-0000
BOCK	KYLE 2584 WINDING LANE ATLANTA	GA	30319-0000
BONDY	MICHAEL T 115 S MAIN ST CEDARVILLE	NJ	08311-0000
BORLAND	JAMES 256 LINDON STREET FORT COLLINS	CO	80521-0000
BRAWNER	EVA C 605 CHERRYHILL DR N LITTLE ROC	AR	72116-0000
BRAWNER	ROBERT 605 CHERRYHILL DR N LITTLE ROC	AR	72116-0000
BRODERICK	AMELIA A 1370 MORRIS AVE UNION	NJ	07083-0000
BROOKS	HERMAN D ROUTE 1 BOX 401 ADAMSVILLE	TN	38310-0000

## DEPARTMENT OF FINANCIAL INSTITUTIONS

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BROWN	LEE R 1108 27 AVE APT3 FAIRBANK	AK	99701-0000
BROWN	LORE SIX LLEWELLYN PL NEW BRUNSWICK	NJ	08901-0000
BURKE	KATHLEEN 306 E ST LOUIS AVE WILWOOD	NJ	08260-0000
BUTLER	MAUDE H 106 SPIER AVE ALLENHURST	NJ	07711-0000
CANDOR YOUNGMAN GIBSON GAULT	25 W THIRD ST WILLIAMSPORT	PA	17701-0000
CARRINGTON	MARY A 505 MISSOURI GLADSTONE	MI	49837-0000
CARROLL	AMY 1812 MALLARD DR MONCK'S CORNER	SC	29461-0000
CARROLL	TENA 3250 FAIRFAX RD MONTGOMERY	AL	36109-0000
CARSON	THOMAS E BOX 103 GLENNALLEN	AK	99588-0000
CASTELLANOS	PAUL C 1136 DORSEY PLACE PLAINFIELD	NJ	07062-2208
CAVEN	JOHN P 7221 E HYPERION WAY PARKER	CO	80134-0134
CC SYSTEMS CORP	SUITE 202 7201 W SAGINAW HWY LANSING	MI	48917-8917
CC SYSTEMS CORP	7201 SAGINAW HIGHWAY LANSING	MI	48917-0000
CELANESE RESEARCH CO	86 MORRIS AVE SUMMIT	NJ	07901-0000
CENTRA	PO BOX 80 WARREN	MI	48090-0000
CHAMBERLAIN	SHELLY 20749 MARTINSVILLE		

## DEPARTMENT OF FINANCIAL INSTITUTIONS

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CHANTRY	FREDERICK	A 40 ST JOSEPH LANE BATTLE CREEK	MI	48111-0000	MI	48111-0000	BELEVILLE
CHAVEZ	JAVIER	INC	DE	00000-0000	DE	00000-0000	INC
CHEN	WEI CHIEH	TAIPEI TAIWAN	FA	00000-0000	FA	00000-0000	TAIPEI TAIWAN
CHOY	LIV SENG	3604 CAMELOT S E GRAND RAPIDS	MI	49506-9506	MI	49506-9506	3604 CAMELOT S E GRAND RAPIDS
CLARK	JOHN	IRELAND CLONSILA DUBLIN	FA	00000-0000	FA	00000-0000	IRELAND CLONSILA DUBLIN
COLE	LONNIE	M 4963 PINETREE LANE NO CHAS	SC	29406-9406	SC	29406-9406	M 4963 PINETREE LANE NO CHAS
COLE	PAULA	R 4 E SUARK CIRCLE EDGEWATER	MD	21037-0000	MD	21037-0000	R 4 E SUARK CIRCLE EDGEWATER
COLLACO	RAFAEL	O 3432 SHERINDANVILL FT DIX	NJ	08640-0000	NJ	08640-0000	O 3432 SHERINDANVILL FT DIX
COLLINS	FRANCES	M 30 WARD PLACE WEST HAVEN	CT	06516-4416	CT	06516-4416	M 30 WARD PLACE WEST HAVEN
COLON	BRUCE	P RD 1 BOX 2240 KINGFIELD	ME	04947-0000	ME	04947-0000	P RD 1 BOX 2240 KINGFIELD
COMMERCIAL NATIONAL BANK		INC	DE	00000-0000	DE	00000-0000	INC
CONDIS	R	347 MT PLEASANT AVE WEST ORANGE	NJ	07052-0000	NJ	07052-0000	347 MT PLEASANT AVE WEST ORANGE
CONDON	JOHN	E 306 QUINCY ST HANCOCK	MI	49930-8020	MI	49930-8020	E 306 QUINCY ST HANCOCK
CONNECTICUT GENERAL LIFE INS		201 INTERNATIONAL CI HUNT VALLEY	MD	21034-0000	MD	21034-0000	201 INTERNATIONAL CI HUNT VALLEY
CONNECTICUT MUTUAL		140 GARDEN STREET HARTFORD	CT	06154-6154	CT	06154-6154	140 GARDEN STREET HARTFORD

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COPPENS	FLORENCE	1540 W RIDGE ST APT 2 BIG BAY	MI	49808-0000	MI	49808-0000	1540 W RIDGE ST APT 2 BIG BAY
CORDRY	DARRELL	6226 12TH DR NEW ORLEANS	LA	70122-0122	LA	70122-0122	6226 12TH DR NEW ORLEANS
CORNING GLASS WORKS		1200 S ANTRIM WAY GREEN CASTLE	PA	17225-7225	PA	17225-7225	1200 S ANTRIM WAY GREEN CASTLE
COUGHLIN	PATRICK	J 3108 HANSON CHEYENNE	WY	82001-0000	WY	82001-0000	J 3108 HANSON CHEYENNE
COULTER	JOAN BAILEY	5001 GREER RD WEST BLOOMFIELD	MI	48324-0000	MI	48324-0000	5001 GREER RD WEST BLOOMFIELD
COVEY	CARL	13401 FINSBURY CT LAUREL	MD	20708-0000	MD	20708-0000	13401 FINSBURY CT LAUREL
CRAIG	MARTIN		DE	00000-0000	DE	00000-0000	
CREGAN	MARY	307 WASHINGTON JERMYN	PA	18433-0000	PA	18433-0000	307 WASHINGTON JERMYN
CRISO	JOHN	P 823 W WASHINGTON ST ANN ARBOR	MI	48103-0000	MI	48103-0000	P 823 W WASHINGTON ST ANN ARBOR
CROSS	WILLIAM	19392 HEALY DETROIT	MI	48234-0000	MI	48234-0000	19392 HEALY DETROIT
CROWN BOOKS STORE		3301 PENNSY DR LANDOVER	MD	20785-0000	MD	20785-0000	3301 PENNSY DR LANDOVER
CRUMB	WM	A MOTOR RT 2 COLORADO SPRINGS	CO	80901-0000	CO	80901-0000	A MOTOR RT 2 COLORADO SPRINGS
CT CORP SYSTEMS			DE	00000-0000	DE	00000-0000	
CURTIS	EDNA	T BOX 2086 FLORENCE	AL	35630-0000	AL	35630-0000	T BOX 2086 FLORENCE
CURTIS	ROBERT	E 2350 PARK PL APT 66 GRETNA	LA	70053-0053	LA	70053-0053	E 2350 PARK PL APT 66 GRETNA
CURTIS GIN CO		PO BOX 5100 BOSSIER CITY	LA	71111-0000	LA	71111-0000	PO BOX 5100 BOSSIER CITY



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CUTLER	ELI	C 28301 FRANKLIN RD SOUTHFIELD	MI 48034-0000	DEVILLE	CHARLES	A 5950 NW 40TH APT 220 OKLAHOMA CITY	OK 73122-3122
CUTLER	PEARL	L 28301 FRANKLIN RD SOUTHFIELD	MI 48034-0000	DJ BUSINESS SERVICE		842 STATE ROAD PRINCETON	NJ 08540-0000
CWALINA	LILLYS	B 47 HILLCREST AVE STAMFORD	CT 06902-0000	DOC S AUTOMART		ATTN RITA MINTON 5700 ENGLEWOOD	CO 80110-0110
DAHL	GEORGE	E AIR GUARD ROAD ANCHORAGE	AK 99502-0000	DODGE	PATRICIA	A PO BOX 655 HINSDALE	NH 03451-0000
DAHLSTROM	MAE	B 12705 SE RIVER RD APT 404A PORTLAND	OR 97222-0000	DOYLE	ROBERT	A 713 MAUS YPSILANTI	MI 48197-0000
DAILY EXPRESS INC		PO BOX 39 CARLISLE	PA 17013-0000	DRAUS	HENRY	E ROUND TOP DR RD 2 ANNANDALE	NJ 08801-0000
DALTON	ROBERT HUME	7106 WILLSHIRE BLVD CHEYENNE	WY 82009-0000	DUFRESNE	JOSUE	25 COTTAGE PLACE EAST ORANGE	NJ 07019-7019
DAVEY	WILLIAM	G 46 WILLIS RD NORTH ARLINGTON	NJ 07032-0000	DUFRESNE	ROSELE	25 COTTAGE PLACE EAST ORANGE	NJ 07019-7019
DAVIS	TIMOTHY	S 222 OCEAN AVE OCEAN CITY	NJ 08226-0000	DUNBAR	WALTER	6040 BACCICH NEW ORLEANS	LA 70122-0122
DEAVER IND		3120 MORGAN ROAD DESSEMER	AL 35023-5023	DURHAM	LAWRANCE	B 9 SALT STREET SPARTANBURG	SC 29301-0000
DEBONA	R	V 1200 VILG PL TWR 23400 MICH AVE DEARBORN	MI 48124-0000	ECK	JAMES	R 3730 WORWICK TOWN RD TOPEKA	KS 66610-0000
DELACRUZ	ANGLE	LINDBERG BAY 2MM ST THOMAS	VI 00801-0801	EDELSTEIN	JAN	3519 SILVERSIDE WILMINGTON	DE 19810-0000
DELEON	JENNY	E 2600 HELENA KENNER	LA 70065-0000	EDUCATIONAL TESTING SERV		ROSEDALE ROAD PRINCETON	NJ 08541-8541
DENVER DEVELOPMENTAL MATERIAL		PO BOX 6919 DENVER	CO 80206-0000	EDWARDS	CALVIN	13911 LAUDER ST DETROIT	MI 48227-0000
DERAMUS	VILMA	M 4 ROMANE LANE TOMS RIVER	NJ 08753-0000	ELKINS	EDWARD	2600 TEALWOOD 1711 OKLAHOMA CITY	OK 73120-0000
DESROSIERS	ADELED	1024 KELLY		ELLIOTT	EDWARD	D 2004 ESTATE CT	

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ELLIOTT	NANCY	WOODSTOCK	GA	30188-0000	FIRST UNITED BANK	RUTHERFORD	NJ	07070-0000
ELLIS	MARY CLARE	L 2004 ESTATE CT WOODSTOCK	GA	30188-0000	FISCHER	SAM	GA	31068-0000
EQUITABLE LIFE ASSURANCE		2724 WORTHAN DR NASHVILLE	TN	37215-0000	FITCH	JOYCE	NJ	07003-0000
ERLERT	LAURA	PO BOX 1195 EASTON	PA	18044-0000	FLASH STEAK CO		MI	49684-0000
ERVIN	JOAN	1650 BOULDER HY BOULDER	CO	80306-0000	FLETCHER	JOANNE	DE	00000-0000
ESPY	THEODORE	512 NO THIRD ATCHISON	KS	66002-0000	FLIEGELMAN	LESLIE	PA	15235-0000
EXXON CHEMICAL AMER		R 7731 ROCTON COURT CHEVY CHASE	MD	20815-0000	FLOYD	FRANK	PA	19116-3324
FAGAN	KATHRYN NEY	1515 CARDISS VALLEY ROCKWOOD	TN	37854-0000	FLOYD		GA	30240-0000
FARRELL	LOUIS	209 COMLY RD LINCOLN PARK	NJ	07035-0000	FLOYD	FRANK	GA	30240-0000
FEDERAL EXPRESS		E 405 PINE ST BURLINGTON	VT	05401-0000	FLOYD	I	GA	30240-0000
FELDSSTEIN	HERBERT	PO BOX 1140 DEPT A MEMPHIS	TN	38101-0000	FLOYD	IVA REA	GA	30240-0000
FELTMAN	PAUL	18710 JEANETTE SOUTHFIELD	MI	48075-0000	FMHA		GA	31622-0000
FHA		34 STATE ST APT 1 E TEANECKE	NJ	07666-0000	FMHA		GA	31717-0000
FIACO & COMPANY		RR 1 ALAMO	GA	30411-0000	FOLIO PUBLISHING CORP		CT	06840-0000
FIELD	MICHAEL	LINCOLN TRUST COMPANY DENVER	CO	80217-0000	FORBES CHEVROLET INC		PA	17011-0000
FINN	LISA	29 EDISON AVE TINTON FALLS	NJ	07724-7724	FORD	BRUCE	CO	80202-0000
		111 CHESTNUT ST B			FORSYTH	EDITH	PA	17011-0000

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FORTOUL	JUDY	PHILADELPHIA	PA	19103-0000	GENTRY	DANIEL	ATLANTA	GA	30368-0780
		3519 SILVERSIDE WILMINGTON	DE	19810-0000			PO BOX 802 BURNS FLAT	OK	73624-3624
FOSTER	CHARLES	3984 ELVIS PRESLEY MEMPHIS	TN	38116-0000	GETZOFF	NELSON	119 BERKLEY AVE WESTWOOD	NJ	07675-0000
FOX	E	G APT 2 94 S MAIN ST ASHLEY	PA	18706-0000	GIBBS	WILLIE	RT 2 BOX 325 GADSEN	AL	35903-0000
FRED S JAMES & CO CHICAGO		830 MORRIS TURNPIKE SHORT HILLS	NJ	07078-0000	GIBSON	MARGARET	804 SANDALWOOD DR ATLANTA	GA	30350-3303
FRITTER	JAMES	190 E GEDDES AVE LITTLETON	CO	80122-0000	GIBSON	THEODORE LEE	804 SANDALWOOD DR ATLANTA	GA	30350-3303
FULLERTON	HARVEY	G PO BOX 200171 DENVER	CO	80220-0000	GILBANE BUILDING CO		1525 S WILLOW STREET MANCHESTER	NH	03103-3103
GABRIEL	GALVIN	4037 CEDAR ST MARRERO	LA	70072-0072	GILDER	ROBBIE	RR 1 ALAMO	GA	30411-0000
GABRIEL	SALVADOR SAM	PO BOX 461 GREтна	LA	70053-0000	GILES	BERTHA	PO BOX 729 SODDY DAISY	TN	37379-0000
GALERIE NACHST ST STEPHAN		VIENNA 01010 AUSTRIA	FA	00000-0000	GIVEN	KENNEDY	DUBLIN 6 IRELAND	FA	00000-0000
GALLERY HYUNDAI CO LTD		80 SAGAN DONG CHONGRO K U SEOUL 110 KOREA	FA	00000-0000	GLADDEN	ROBERT	A 505 CENTENNIAL AVE BUTTE	MT	59701-0000
GALLOWAY	JIMMY	517 7TH ST GREтна	LA	70053-0053	GMOC 00 513 0026		PO BOX 2000 FLINT	MI	48555-2000
GARANT	SYLVIE	ONTARIO CANADA	FA	00000-0000	GONZALEZ	ERMINIO	INC	DE	00000-0000
GATES POWER DRIVE		WINDSOR ONTARIO N8W-5-5B1 CANADA	FA	00000-0000	GORDON	RICHARD	N 148 152 EAST ST THOMAS	VI	00802-0802
GATEWAY OLDSMOBILE		PO BOX 310 BOUND BROOK	NJ	08805-0000	GOWANS	STANLEY	J 106 FULHAM PL NEPTUNE	NJ	07753-0000
GENERAL DYNAMICS		PO BOX 2073 WARREN	MI	48090-2073	GRACE HOME		122 BOULTER RD WETHERSFIELD	CT	06109-0000
GENERAL ELECTRIC CECO		PO BOX 102785			GRASSIS	AUGUST			



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GRAYSON	EDWIN	B APT 301 13631 E MARINA DRIVE AURORA	DE 00000-0000	HALLIBURTON SERVICES	KNOXVILLE	TN 37914-0000	
GREEN	AMENA	B 122 OCKLEY SHREVEPORT	LA 71105-0000	HANCOCK JOHN	PO BOX 4570 DEARBORN	MI 48126-0000	
GREEN	IRWIN	OKLAHOMA CITY	OK 73132-0000	HAND	M PO BOX 21976 SHREVEPORT	LA 71120-0000	
GREEN	JOYCE	T OKLAHOMA CITY	OK 73132-0000	HANLEY	P PO BOX 2291 MORGAN CITY	LA 70381-0381	
GREER	GLORIA	1350 W CEDAR AVE 44 DENVER	CO 80223-0000	HARBIN	H 20663 SENECA TRENTON	MI 48183-0000	
GREGG	JERRY	30 COURTHOUSE SQUARE SUITE 200 ROCKVILLE	MD 20850-0000	HARDIN	RT 1 BOX 231 A CHODRANT	LA 71227-0000	
GREGG	WILLIAM	30 COURTHOUSE SQUARE SUITE 200 ROCKVILLE	MD 20850-0000	HARICI	H	A 2150 S 99TH E AVE A TULSA	OK 74129-0000
GRIGGS	DENISE	18055 JAMES COUZENS DETROIT	MI 48235-0000	HARRIS	J	O 1415 PARKER DETROIT	MI 48023-0000
GROSSMAYER	THERESA	PO BOX 73 LACOTA	MI 49063-0000	HAUGH	JAMES	W 96 FARM RIDGE LN NORWALK	CT 06851-1138
GRUBBA	K	1402 BEAUPRE MADISON HEIGHTS	MI 48071-0000	HEALTH RESOURCES PUBLISHERS		3100 HIGHWAY 38 DEPT U PO BOX 1442 WALL TOWNSHIP	NJ 07719-0000
GRUBE	FREDERICK	15 LAUREL AVENUE KEANSBURG	NJ 07734-0000	HEALY	ELEANOR	S 1100 FOURTH ST GRETNA	LA 70053-0000
GUBNER	JUDITH	2590 BIRCH ST DENVER	CO 80207-0000	HEALY	GERALD	D 1100 FOURTH ST GRETNA	LA 70053-0000
GUNTON	PHILA	C CABANA APTS BLDG A 2 APT 6 KINGSPORT	TN 37660-0000	HEALY	LEONARD	1100 FOURTH ST GRETNA	LA 70053-0000
HABEGGER	MARK	2975 WEST 64TH 1 DENVER	CO 80221-0221	HEALY	LEONARD	D 1100 FOURTH ST GRETNA	LA 70053-0000
HALBROOK	JOSEPH	2204 VALLEY VIEW PINEVILLE	LA 71360-1360	HEAVY EQUIPMENT HANDBOOK			
HALE	BETTY	1630 MOSHINA ROAD		HEGGENIER	JAMES	INC	DE 00000-0000

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HERT BUTTE IND	PHILOMATH	OR	97370-0000
	PO BOX 189		
	HEART BUTTE	MT	59448-0000
HUIPAULI			
	GEORGIOS P	FA	00000-0000
	NICOSIA CYPRUS		
HOCKETT	FOSTER		
	A 4 E SUARK CIRCLE		
	EDGEWATER	MD	21037-0000
HOFFMAN OLDS INC			
	PO BOX 8008		
	HARTFORD	CT	06108-0000
HOGG			
	WILLIAM		
	306 QUINCY ST		
	HANCOCK	MI	49930-8020
HOLMES	A		
	H 5547 YOST CT		
	DENVER	CO	80239-0000
HOME INSURANCE			
	3000 GOFFS FALLS RD		
	MANCHESTER	NH	03105-0000
HOSPITAL SAN PABLO			
	AVDA P CLARET 167		
	BARCELONA 25 SPAIN	FA	00000-0000
HOUSE			
	WILLIAM		
	1177 W MICHIGAN		
	BATTLE CREEK	MI	49017-0000
HRBSDE FNCLAL CTR			
	JERSEY CITY	NJ	07302-0000
HUBBARD	EDDY		
	W RFD 1 BOX 580 WOODLAWN		
	FELTON	PA	17322-0000
HUBBARD	PATRICIA		
	L RFD 1 BOX 580 WOODLAWN		
	FELTON	PA	17322-0000
HUCKABAYHICKS	LYNDA		
	L 9019 AVALON DR		
	SHREVEPORT	LA	71108-0000
HUDSON	D		
	S 1845 HUNTSMAN ROAD		
	AIKEN	SC	29801-0000
HUERTA	JANIE		
	2445 N BISSELL STREET		
	ST LOUIS	MO	00000-0000
HUESKE	GERALD		
	5400 SHERIDAN 242		

## DEPARTMENT OF FINANCIAL INSTITUTIONS

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HUGHES	HENRY		
	ARVADA	CO	80002-0000
	L 5028 WESTMINISTER AVE		
	PHILADELPHIA	PA	19131-0000
HUGHES	JAMES		
	BOX 124		
	ALEX	OK	73002-3002
HUGULLEY	KEITH		
	V 1853 CHESTER 28		
	ROYAL OAK	MI	48073-0000
HUMPHREYS	LORIN		
	B 264 KATULANI AVE APT 7		
	HONOLULU	HI	96815-0000
ICI AMERICA INC			
	WILMINGTON	DE	19735-0000
IEEE SERVICE CENTER			
	445 HOES LANE		
	PISCATAWAY	NJ	08854-0000
INSTRUTEX CORPORATION			
	2ND FLOOR 3201 FOX STREET		
	PHILADELPHIA	PA	19129-0000
INTERNATIONAL AIR TRANSPORT			
	MONTREAL QUEBEC CANADA	FA	00000-0000
INTRACORP			
	3150 HOLCOMB BRIDGE ROAD		
	NORCROSS	GA	30071-0071
ISOM	FLOYD		
	C 1100 URBAN		
	GOLDEN	CO	80401-0000
ISOM	VERA		
	M 1100 URBAN		
	GOLDEN	CO	80401-0000
J & F OLDSMOBILE CORP			
	315 CLENDENNY AVE 440		
	JERSEY CITY	NJ	07304-0000
JACKSON	KINGSLEY		
	W MONTREAL 110 QUEBEC CANADA	FA	00000-0000
JAHN	SUSAN		
	L PO BOX 414		
	WATKINS	CO	80137-0000
JAMES	MICHAEL		
	E 9 BARTIKIEWICZ RD		
	CHESTER	CT	06412-0000
JAMES	MICHAEL		
	W 9 BARTIKIEWICZ RD		

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JANE C WALKER TRUST	CHESTER	CT	06412-0000	KELLY SERVICES	PO BOX 32668 DETROIT	MI	48232-0000
JASMER	JOHN	HI	96761-0000	KENNEDY	CHRISTOPHER	GA	30301-0000
JAYHAWK PIPELINE	31481 BLOCK 204 GARDEN CITY	MI	48135-0000	KENNEDY	MARTHA	MD	20818-0000
JENSEN	TIMOTHY	DE	00000-0000	KHULNA NEWSPRINT MILLS		FA	00000-0000
JJ HAUSER	INC	PA	19034-9034	KING	WILLIE	GA	31037-0000
JOHN HANCOCK INSURANCE	NAVY STATION PHILADELPHIA	DE	00000-0000	KISS CORP	24 SCHOOLHOUSE RD SOMERSET	NJ	08873-0000
JOHN J WILLIAMS CO	INC	PA	19010-0000	KISS PHOTO INC 2184	24 SCHOOLHOUSE RD SOMERSET	NJ	08873-0000
JOHNSON	PO BOX 1506 BRYN MAWR	PA	19063-0000	KKK CTY SHERIFF AUX	PO BOX 608 BLOOMFIELD	CT	06002-0000
JONES	107 WEST 3RD STREET MEDIA	AL	36801-0000	KNIGHT	F 1417 GLENWOOD AVE HAGERSTOWN	MD	21740-0000
JUDSON	MICHAEL	CO	81505-1505	KNODELL	M 12705 SE RIVER RD APT 404A PORTLAND	OR	97222-0000
K & N MEATS	MILTON	MI	48504-0000	KNOX	BOX 863 MADISON	CT	06443-0000
KAISER	CYRIL	DE	00000-0000	KOLWYCK	5720 S LAKESHORE DR SHREVEPORT	LA	71119-0000
KAISER	GRACE	MI	49931-0000	KORT	W 24 ENGLISH LANE LINCROFT	NJ	07738-1505
KAUFMAN	NICHOLAS	MI	49931-0000	KRAUSE	2600 TEALWOOD 1711 OKLAHOMA CITY	OK	73120-0000
KAWEH	WILLIAM	PA	15501-0000	KUGLAR	6587 ARLINGTON DR DUNWOODY	GA	30338-0000
	HOUSHANG	PA	19125-0000	KUHRT	362 MT PROSPECT AVE NEWARK	NJ	07104-0000

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KUWAIT UNIVERSITY	KUWAIT	FA	00000-0000						
L B FOSTER CO	FRICK BLDG PITTSBURGH	PA	15219-0000	LOVELACE	DOROTHY	4203 OLD JACKSONVILLE 10 LITTLE ROCK	AR	72117-0000	
LAMANTIA	3108 HANSON CHEYENNE	WY	82001-0000	LOYD	SHELLEY	233 STRATFORD RD KNOXVILLE	TN	37920-0000	
LANG	1154 NEWVILLE RD CARLISLE	PA	17013-0000	LOYD	STEPHEN	O 233 STRATFORD RD KNOXVILLE	TN	37920-0000	
LANGLOIS	V 4740 SPRING VALLEY DR MEMPHIS	TN	38128-0000	LTV STEEL RAILROADS		TIN MILL PO BOX 490 ALQUIPPA	PA	15001-0000	
LARIMORE	108 W CENTRAL BENTONVILLE	AR	72712-0000	LYNCH	DARRELL	1415 SOUTH STREET DENVER	CO	00000-0000	
LASERNEL GMBN	MITTELSTEGE 2 5063 OVERRATH 6 GERMANY	FA	00000-0000	MACALLA	MICHAEL	J 9726 SOMERSET DETROIT	MI	48224-0000	
LEBON	PARIS 75004 FRANCE	FA	00000-0000	MACFARLANE	DAVID	W CCD BOX 574 PORTLAND	OR	97207-0000	
LEONARD	W PO BOX 215 WELSH	LA	70591-0591	MACHURES	THOMAS	D AMAROUSIOU ATTIKIS GREECE	FA	00000-0000	
LESHCHINSKY	1326 CAMBRIDGE BERKLEY	MI	48072-0000	MACLEOD	ELIZABETH	R 24 BOUTON GREEN BALTIMORE	MD	21210-0000	
LEVINE	H 320 SOUTH HARRISON ST EAST ORANGE	NJ	07018-0000	MADDEN	JOANNE	S 103 1/2 BAY BLVD LAVALLETTE	NJ	08735-0000	
LION PHOTO SUPPLY INC	PO BOX 930374 ATLANTA	GA	31193-1193	MAGNUS	BETTINA	41 URSULA PLACE UNIT 3 STAMFORD	CT	06902-0000	
LISTER	L 175 PROSPECT ST EAST ORANGE	NJ	07017-0000	MAGNUS	BETTINA	51 SCHUYLER AV PHA STAMFORD	CT	06902-0000	
LONG	E 2716 BEFORD HIGHWAY ATLANTA	GA	30300-0000	MALICKI	SOPHIA	47 HILLCREST AVE STAMFORD	CT	06902-0000	
LOPEZ	9 WOODSIDE PLACE NEWARK	NJ	07104-0000	MANCINI & GROESBECK		PO BOX 80847 BILLINGS	MT	59108-0847	
LORENZINI	T 352 MT PROSPECT AVE APT E 1 NEWARK	NJ	07104-2114	MANIATOPOULOU	THEODORA	ATHENS KIFISSIA GREECE	FA	00000-0000	

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MANJARRES	ALBERTO	A BARRANQUILLA COLOMBIA COLOMBIA	FA 00000-0000
MANKAD	VIPUL	N UNIV OF SOUTH ALABAMA MOBILE	AL 36617-0000
MANN	PAUL	H 612 PLANTATION WAY MONTGOMERY	AL 36109-0000
MANNING	BURT	543 WIRE MILL ROAD STAMFORD	CT 06903-0000
MARKHAM	ADONIJA	2012 INDEPENDENCE NEW ORLEANS	LA 70117-0117
MARR	MARGARET	L 9807 W 120TH TERR OVERLAND PARK	KS 66213-0000
MARSHALL	PAUL	J 101 LAKE FOREST BLVD GAITHERSBURG	MD 20877-0000
MARTIN	JOHN	F 5205 STRATFORD RD N LITTLE ROCK	AR 72116-0000
MARTIN	MILLICENT	T 5205 STRATFORD RD N LITTLE ROCK	AR 72116-0000
MATHEWS	PAUL	E 3116 NORTH PEACE GRAND JUNCTION	CO 81501-1501
MAXBAUER	JOHN	TRAVERSE CITY	MI 00000-0000
MAXWELL	RICHARD	I RFD 2 BI ITHACA	MI 48847-0000
MAYSTATHAM	MOIRA LEONIE	VICTORIA VI V8X3W9 CANADA	FA 00000-0000
MAZLOUMIDIS	ANTYPAS	KALLITHEA ATHENS GREECE	FA 00000-0000
MAZZAFRO	DEBRA	L 602 GREGORY WAY VOORHEES	NJ 08043-0000
MCCEE	ROBERT	66 BARRACK HILL RD RIDGEFIELD	CT 06877-0000

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MCINALLY BRUCKER NEWCOMBEWILKE DEBONA PC 1200 VILG PL TWR 23400 MICH AVE DEARBORN	MI 48124-0000
METROPOLITAN IPC	1130 N CHASE PARKWAY MARIETTA GA 30067-0000
METROPOLITAN LIFE INSURANCE	1130 NORTHCHASE PKWY MARIETTA GA 30067-0000
MICROWAVE	DE 00000-0000
MILES	ARNOLD I 115 LAFAYETTE ROAD PRINCETON NJ 00000-0000
MILLER	ALFRED C 2585 FAIRFAX STREET DENVER CO 80207-0207
MILLER	DONALD F 543 NORTH STREET GREENWICH CT 06830-0000
MILLER	GRACE D 2585 FAIRFAX STREET DENVER CO 80207-0207
MILLER	JERRY 14 E CENTER ST NUTLEY NJ 07110-0000
MINISTRY OF INDUSTRY & MN	BAGHDAD IRAQ FA 00000-0000
MITCHELL	HELEN 392 HAWORTH AVE HAWORTH NJ 07641-0000
MONAGHAN	MARILYN 474 A QUEMBT MT RD GREAT MEADOWS NJ 07838-7838
MOORE	GWYN L RTE 22 BOX 309 GAINESVILLE GA 30506-0506
MOORE	KATHERINE E 4894 TWIN BRANCHES WAY DUNWOODY GA 30338-0000
MORALES	R PO BOX 1022 ST BERNARD LA 70085-0000
MORGAN	CAROLYN J 53 ESHELMAN ST BX 226 MIDDLETON PA 17057-0000

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MORRISON	REEVES	64 WATERSIDE LANE WEST HARTFORD	CT	06107-0000
MORTGAGE SERVICE ASSOCIAT		21 BROCK SRTEET NEW HAVEN	CT	06473-0000
MORTGAGE SERVICE ASSOCIAT		21 BROCK STREET NEW HAVEN	CT	06473-0000
MOSHARES INC		BOX 1268 SALINA	KS	67402-0000
MOTORS INS CORP		PO BOX 25051 OKLAHOMA	OK	73125-0000
MOUNTAIN			DE	00000-0000
NAGEL	BRYAN	802 FIFTH AVE BALTIMORE	MD	21227-0000
NAM	LAM CHEUK	6763 BAINBRIDGE DRIVE MEMPHIS	TN	38119-8310
NAM	LAM CHUEK	6763 BAINBRIDGE DRIVE MEMPHIS	TN	38119-8310
NANA	ARTH	BANGKOK 11 THAILAND	FA	00000-0000
NAPOLIELLO	JAMES	47 A SHERMAN PL JERSEY CITY	NJ	07307-0000
NAPOLIELLO	ROSE	47 A SHERMAN PL JERSEY CITY	NJ	07307-0000
NATIONAL AWARDS		103 BROOKHAVEN CIRCLE W MEMPHIS	TN	38101-0000
NATIONAL EDUCATION ASSOC		THE ACADEMIC BUILDING WEST HAVEN	CT	06516-6516
NATIONAL EMPLOYEE TRUST		PO BOX 1280 NASHVILLE	TN	37202-0000
NATIONAL MEDICAL CARE		1816 UNDERWOOD BLVD DELRAN	NJ	08075-0000

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NAVRAN	ROSANNE	R 7575 W 106TH APT 116 OVERLAND PARK	KS	66212-0000
NEAL	JERRY	D R 2 P O BOX 93 FLETCHER	OK	73541-3541
NEESE	CHARLES	6603 CHURCH ST APT C 10 RIVERDALE	GA	30274-0274
NELSON	GUSTAFF	B 717 N SIMON ST CADILLAC	MI	49601-0000
NELSON	LLOYD	A 106 SPIER AVE ALLENHURST	NJ	07711-0000
NELSON	NORMAN	B 717 N SIMON ST CADILLAC	MI	49601-0000
NETTING	NANCY	231 HARGREAVES AVE TEANECK	NJ	07666-0000
NEWTON	JOHN	PO BOX 8112 STAMFORD	CT	06905-0000
NEWTON	MARY	A 89 WENONAH DETROIT	MI	48053-0000
NGUYEN	EM	N 1036 INCA DR APT A HARVEY	LA	70058-0058
NGUYEN	NGUYEN	88 NICOLLE BLVD AVONDALE	LA	70094-0094
NHAT	DANG	V 1608 APACHE DR APT D HARVEY	LA	70058-0058
NISHI S U S INC			FA	00000-0000
NJ UNSATISFIED CLAIM & JUDGEMENT FUND		137 EAST STATE ST TRENTON	NJ	08666-0000
NOBLE	IRENE	VANCOUVER V6H237 CANADA	FA	00000-0000
NORTHEAST			DE	00000-0000



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NORTHWESTERN NATL LIFE	5900 PRINCELL GARDEN LANHAM	PKWY SUITE 500 MD 20706-0000			
NORTON	SUSAN POLSON STAR ROUTE GRANBY	CO 80446-0000			
NSNA	N WOODBURY RD BOX 56 PITMAN	NJ 08071-0000			
OCONNOR	KIMBERLY KABLI LEBANON	CT 06249-0000			
OGRA DY PEYTON	DUBLIN 2 IRELAND	FA 00000-0000			
OKLAHOMAN FOOD & SERVICE	I 35 & 177 BRAMAN	OK 74632-0000			
OLIPHANT	WOODRUFF A 3526 GREENTREE DR MEMPHIS	TN 38128-0000			
OLIVER	ALAN 134 S SHERIDAN WICHITA	KS 67208-0000			
ORFANOPOULOS	MIHALIS TRIPOLIS GREECE	FA 00000-0000			
ORKIN STEEL INC	SLATINGTON	PA 18080-0000			
OSTERTAG	HARRY BOX 5091 GILLETTE	WY 82716-2716			
PAIEWONSKY	ALTAGRACIA DE R PASTORIA NO 411 DOMINICAN REPUB	FA 00000-0000			
PALMER	HELEN M 967 ASYLUM AVE HARTFORD	CT 06105-0000			
PANTOJA	OLGA BARRANQUILLA COLOMBIA COLOMBIA	FA 00000-0000			
PAPWORTH	S R 1115 SE 27TH PORTLAND	OR 97214-0000			
PARR	TETITIA 35860 MEADOWHL DR FRASER	MI 48026-0000			

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PATRICK	CONSTANCE	B R D 3 AMWELL RD NESHANIC	NJ 08853-0000		
PATRICK	J	L 1306 N 47TH STREET BATON ROUGE	LA 70802-0000		
PATTERSON	JANET	C 24 BENNINGTON COURT BURLINGTON	VT 05401-0000		
PATTON	DENNIS	MARIANNA	AR 00000-0000		
PAUL LEE INC		QUEBEC TOWN OF MOUNT ROYAL CANADA	FA 00000-0000		
PAYTELCO CORP		% AMERITEL COMM CORP FOLCROFT	PA 19032-0000		
PEEK TRUCKING INC		PO BOX 1938 FLOMATION	AL 36441-0000		
PENN MUTUAL LIFE INSURANCE CO		1 WALNUT GROVE HORSHAM	PA 19044-0000		
PERKINS	DANNY GLENN	BOX 74271 FAIRBANKS	AK 99701-0000		
PERREIRA	BETTY	2832 PULIMA DRIVE HILO	HI 96720-0000		
PETER	HAROLD	7557 BRAUN STREET ARVADO	CO 80005-0000		
PETES PIZZA		198 E MAIN E BRUNSWICK	NJ 08816-8816		
PETROLEWIS CORP		717 17TH ST DENVER	CO 80202-0000		
PHABMIZAY	VAN	58 GOVERNOR STREET E HARTFORD	CT 06108-0000		
PHILLIPS	MARTIN	3076 MARY ELIZABETH DRIVE BARLETT	TN 38134-0000		
PIERCE	M	H 1063 OLD GEORGETOWN HWY MT PLEASANT	SC 29464-0000		

## DEPARTMENT OF FINANCIAL INSTITUTIONS

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PINHEIRONUNES	ARNOUD	SAO PAULO BRAZIL	FA 00000-0000	PT E6	865 BELLEVUE RD NASHVILLE	TN 37221-0000
PIPER	ANDREW	418 ADAMS ST OWOSSO	MI 48867-0000	QUALITY INN	185 AT LAURENS RD GREENVILLE	SC 29606-0000
POITEVINT	STACEY	RT 1 BAINBRIDGE	GA 31717-0000	RABURN	ALVIN O	GA 31068-0000
PONTE	GALLERIA	ROME 00186 ITALY	FA 00000-0000	RADELOFF	HYMAN	MD 21215-0000
PORTER DISTRICT INC		SOUND ADVICE 4 SEASONS 1035 W BROADW JACKSON	WY 83001-0000	RAHMAN	AUDREY	PA 15217-0000
POWERS	VIVIAN	427 O KEITH CASSOPOLIS	MI 49031-0000	RAHMANN	GUSTEL	FA 00000-0000
PRACTICAL INVESTMENT CO		17117 W NINE MILE RD SUITE 1530 SOUTHFIELD	MI 48075-0000	RAILWAY SYSTEMS		
PRICE	MERRY JUDITH	927 NORTHWEST 24TH AVE PORTLAND	OR 97210-0000	RAM INSTITUTE		
PRINCIPAL FINANCIAL GROUP		10551 BARKLEY 402 OVERLAND PARK	KS 66212-0000	RECKMEYER	JANE	MI 49931-0000
PROKOPY	MATHILDE	BOX 402 MC AFEE	NJ 07428-0000	REED	BEULAH	TN 38012-0000
PROKOPY	PAUL	G BOX 402 MC AFEE	NJ 07428-0000	REED	RONALD	CO 80103-0000
PROVIDENT FINANCIAL SERV		433 S MAIN WEST HARTFORD	CT 06110-0000	REGAN	WILLIAM	CA CANADA
PROVIDENT INS CO (9735)		PO BOX 12001 CHATTANOOGA	TN 37401-0000	RELIABILITY CONTROLS LTD		FA 00000-0000
PROVIDENT LIFE		PO BOX 12013 CHATTANOOGA	TN 37401-7401	REYNOLDS	KIERAN	CT 06854-0000
PRUDENTIAL INS		PRUDENTIAL PLAZA NEWARK	NJ 01701-0000	RHOADES	ALBERTA A	CO 00000-0000
PRUDENTIAL INS CO		PO BOX 450 SOUTH PLAINFIELD	NJ 07080-0000	RHODES	DIANA	WV 25313-0000

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RHODES	JIM	REDSTONE ARSENAL US ARMY HUNTSVILLE	AL	35808-0000
RICHARDSON	HARDY	177 PINE ST PO BOX 278 PONCHATOULA	LA	70454-0000
RILEY	CHARLINE	69 RATHBONE MT CLEMMONS	MI	48043-0000
RIMSAY	MURRAY	H 5511 UPPINGHAM ST BETHESDA	MD	20815-5507
RIPAMONTI	S	J 42 RAYFIELD RD WESTPORT	CT	06880-0000
RISCO		11205 W 79TH STREET LENEXA	KS	66214-6214
RITCHEY	PEARL	E BOX 939 BARTLESVILLE	OK	74005-0000
RIVERA	A	79 WILSON ST PONCE	PR	00731-0731
RIVERA	DUBERLEY	11 WALNUT STREET CLIFTON	NJ	07013-0000
RIVOIRE	CHARLES	A RT 4 BOX 659 B LAFAYETTE	LA	70505-0505
ROBERTS	VERNON	S BOX NO 52521 UTICA STA TULSA	OK	74152-0000
RODRIGUEZ	RICHARD	1018 W FRONT AVENUE NORTH PLAINFIELD	NJ	07060-0000
ROGERS	JAMES	A 2864 TAMWOOD COMMERCE TWP	MI	48382-0000
ROLLANDET	LOLA	T 1805 SW PARKVIEW COURT PORTLAND	OR	97221-0000
ROPER ENTERPRISES		THE GRAND CAYMENS AIRPORT PARK BAHAMAS	FA	00000-0000
ROSSJACOBS	GARY	2789 D ROAD GRAND JUNCTION	CO	81501-1501

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	RTC INC			706 W TRIUMPH ST PO BOX 59 EBENSBURG	PA	15931-0000
	RUDOLPH	MARCI		300 E LANCASTER AVE WYNNEWOOD	PA	19096-0000
	RUIZ	E		GUAYAQUIL ECUADOR	FA	00000-0000
	RUTENBERG	HARRY		A 1320 TWO PENN CENTER PLAZA PHILADELPHIA	PA	19102-0000
	S A LINDSTROM CO			2100 PACKARD BLDG 15TH & CHESTNUT ST PHILADELPHIA	PA	19102-0000
	SANFORD	LILLIAN		J 119 STORE AVE APT 4D WATERBURY	CT	06705-0000
	SANGILLO	RAYMOND		PO BOX 591 ENGLISH TOWN	NJ	07726-0000
	SANTHESON	CLAIRE		824 S LANE ST ANCHORAGE	AK	99508-0000
	SCHELLHORN	DORA		G 13009 COYS DR S E HUNTSVILLE	AL	35803-0000
	SCHENCKHEALY	ELEANOR EUGENI GRETN		1100 FOURTH ST GRETN	LA	70053-0000
	SCHLAGER	F		FELDKIR AUSTRIA	FA	00000-0000
	SCHMITT	MARY		E 2380 DE LOWE DR APT 15 EAST POINT	GA	30344-0000
	SCHNITZER	EDITH		39 EAST 39TH ST PATERSON	NJ	07514-0000
	SCHOLL	ELTON		1811 RIDGECREST DR KNOXVILLE	TN	37918-0000
	SCHROEDER	LUCILLE		APT 128 1001 S HAVONA ST AURORA	CO	80012-0000
	SCHWARTZ	EDNA		S 2856 CAMP STREET NEW ORLEANS	LA	70115-0000



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## SKYLARK MOTEL

323 E MAIN ST  
HOMINY OK 74035-0000

C A 3376 CHISWICK COURT APT 3B  
SILVER SPRING MD 20906-0000

CARL E 1301 E 7TH  
GILLETTE WY 82716-2716

CORNELIA 2443 REX ROAD APT Q 4  
ELLENWOOD GA 30049-0000

DAVID J APT 2 2903 COMANCHE STREET  
MEMPHIS TN 38118-0000

JANICE K 5540 ROSWELL RD Ell3  
ATLANTA GA 30518-0000

MARY A APARTMENT 1 REAR  
GRAND LEDGE MI 48837-0000

JOYCE A 717 N SIMON ST  
CADILLAC MI 49601-0000

LILLIAN D 1260 WHALLEY AVE  
NEW HAVEN CT 06515-0000

DAROLD WAYNE 326 N CHESTNUT  
REED CITY MI 49639-9639

BARBARA 2216 OAKLAND DR  
KALAMAZOO MI 49001-0000

RHEINHART A 6220 S 221 EAST AVE  
BROKEN ARROW OK 74104-0000

P 3727 NE COUCH  
PORTLAND OR 97232-0000

JOE BOX 596 B PERRIN ST  
LAFITTE LA 70067-0067

ST GEORGES PRESBYTERIAN CHURCH  
SAINT GEORGES DE 19733-0000

STAMATOPOULOS STAMATINA  
TRIPOLIS GREECE FA 00000-0000

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SCOTT THOMAS 6880 91ST CT 1308  
WESTMINSTER CO 80020-0000

J 231 HARGREAVES AVE  
TEANECK NJ 07666-0000

JOAN 231 HARGREAVES AVE  
TEANECK NJ 07666-0000

MARGARET 461 MORGAN ROAD  
LONGMONT CO 80501-0000

TERESA RT 1 BOX 7213  
TUSCALOOSA AL 35405-0000

SHERATON SOCIETY HILL HOTEL LOCK BOX P O BOX 13820  
PHILADELPHIA PA 19101-3820

JAY J 568 MAIN ST  
SOMERS CT 06071-0000

RHEA M 568 MAIN ST  
SOMERS CT 06071-0000

SHERWOOD CAPITOL PLAZA THREE JERSEY CITY NJ 07302-0000

W 1200 VILG PL TWR 23400 MICH AVE  
DEARBORN MI 48124-0000

MARK 300 E LANCASTER AVE  
WYNNEWOOD PA 19096-0000

SANDRA 300 E LANCASTER AVE  
WYNNEWOOD PA 19096-0000

SILVER RUDOLPH TRUST 300 E LANCASTER AVE  
WYNNEWOOD PA 19096-0000

SILVERMAN APT 7H TOWERS DR  
CHERRY HILL NJ 08034-0000

SINAI HOSP OF DETROIT 6767 W OUTER DRIVE  
DETROIT MI 48235-0000

SINGLETARY BILLY RT 2 BOX 270  
COUSHATTA LA 71019-1019

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STAMOS	ARGERY	XYLOKASTRON KORINTHIAS GREECE	FA 00000-0000	STRATFORD HOUSE INN	MOUTRIE	GA 31768-0000
STANFORD	GEORGE	N LIOSSIA ATTIKIS GREECE FA 00000-0000		STRATIGAKI	STYLIANI	OK 74114-0000
STARBO	PAT	AJAX ONTARIO LIS 5 CANADA FA 00000-0000		STRAUSS	ROSALYN	OR 97220-0000
STENGER	ALICE	MONROE	CT 00000-0000	STROUD	RODNEY	OK 73533-3533
STEPASH	BRUCE	N 3520 COBB CT DECATUR	GA 30032-0000	STURTZ	PHILLIP	PA 72212-0000
STEPHAN	DAVID	H 96 FARM RIDGE LN NORWALK	CT 06851-1138	SUNNY ACRES KENNEL	RR 2 BOX 311G RED LION	PA 17356-0000
STEPHAN	FRANK	E 96 FARM RIDGE LN NORWALK	CT 06851-1138	SWAN	HARRY	MI 48912-0000
STEPHAN	MAJORIE	H 96 FARM RIDGE LN NORWALK	CT 06851-1138	SYKES	AUGUSTAS	PA 00000-0000
STERLING	A	J PO BOX 402 ALGONAC	MI 48001-0000	SYKES	AUGUSTUS	FA 00000-0000
STERLING	BEHNEY	H PO BOX 207 LYON STATION	PA 19536-0207	SZERBIN	FRANK	NJ 08012-0000
STEVENS	MARVE	R 434 N W 35TH ST OKLAHOMA CITY	OK 73118-0000	T C MORROW DRILLING CO	352 FLORIDA BATON ROUGE	LA 70801-0000
STEVENS	TOM	W 434 N W 35TH ST OKLAHOMA CITY	OK 73118-0000	TABLE ROCK RESORTS OF EUREKA	PO BOX 126 EUREKA SPRINGS	AR 72632-0000
STEWART	DANIEL	215 WHITTSETT RD NASHVILLE	TN 37210-0000	TANGGAARD	EDWARD	NJ 08859-0000
STEWART	RICHARD	J 4866 MAYCREST WATERFORD	MI 48095-0000	TAYLOR	KEITH	CO 81520-1520
STITES	TERRY	E BURLINGTON	KS 66839-0000	TAYLOR	PATRICK	AL 35662-0000
STOLARSKI	RICHARD	J BOX 623 CL RT 6		TEDFORD	TERRY	

## DEPARTMENT OF FINANCIAL INSTITUTIONS

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## NOTICE OF PUBLIC INFORMATION

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THAXTON INC	SAVANNAH	TN 38372-0000	TUCKER	TIM	NASHVILLE	TN 37210-0000
THELE	PO DRAWER M GIBSONIA	PA 15044-0000	TURNER	MARK	ROUTE 1 ALAPAHA	GA 31622-0000
THEN	DANNY 1029 SW 54 OKLAHOMA CITY	OK 73109-0000	UNITED AUTO WORKERS		VESTER GADE 13D ST THOMAS	VI 00801-0801
THOMAS	PETER INNSBRUCK 6020 AUSTRIA	FA 00000-0000	UNIVERSAL SERVICE OF SC		2630 FEATHERSTONE RD AUBURN HILLS	MI 48057-8057
THOMAS	JAMES T RT 2 BOX 1A ABBEVILLE	GA 31002-0000	UTVEG BANK1 ISLANDS		1 RANSEUR COURT PO BOX 6997 GREENVILLE	SC 29606-0000
THOMAS & BETTS	RANDY 18202 CHALET DRIVE 4 GERMANTOWN	MD 20874-0000	VACHON	ROBERT	REYJAVIK ICELAND	FA 00000-0000
THOMPSON	GARY 920 ROUTE 202 RARITAN	NJ 08869-0000	VALDISERRI	KENNETH	D 23 JUNE STREET SANFORD	ME 04073-0000
THOMPSON	RODNEY BOX 24 WASHITA	OK 73094-3094	VANGUARD FIDUCIARY TRUST CO		M 1010 MIDDLETON KNOXVILLE	TN 37923-0000
THOMPSON ORTHODONTICS INC	SALLY ANN 4601 WEST 109TH STREET OVERLAND PARK	KS 66211-0000	VAUGHTERS	DWIGHT	PO BOX 2600 VALLEY FORGE	PA 19482-0000
THOMS	TOKYO SPORTS PRESS CO LTD TSUKIJI CHUO KU TOKYO JAPAN	FA 00000-0000	VERMONT ED MEDIA ASSOC		190 MUNN AVENUE EAST ORANGE	NJ 07017-0000
TOLAR	MIRIAM MCHENRY 2903 MAYFAIR RD AUGUSTA	GA 30909-0000	VIGNOLA	HUGO	16 PROSPECT HILL BURLINGTON	VT 05401-0000
TONG YANG MOOLSON CO	TOWERS OF WINDSOR PARK CHERRY HILL	NJ 08034-0000	VIMCO CONCRETE ACCESSORIES INC		G MONTEVIDEO URUGUAY	FA 00000-0000
TRUCK STOP OF AMERICA	C/O MR RON GOLDEN 2451 ARTIOM WAY		VINCENT	MALLORY	400 DEVON PARK DRIVE WAYNE	PA 19087-0000
			VISCOUNT HOTEL		A 16 BROWN HILL ROAD BOW	NH 03304-0000
			VITALE	ELGA	200 W 48TH AVE DENVER	CO 80216-0000
			WALKERSETTLOR	JANE	LINCOLN TRUST COMPANY PO BOX 17154 T DENVER	CO 80217-0000



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WARD	P	LAHAINA	HI	96761-0000	WILKE	A	LANSING	MI	48901-0000
		PO BOX 1334							
		STATESBORO	GA	30458-0000					
WARING	RALPH	C BOX 682	KS	67202-0000	WILLESEN	JOANN	PO BOX 2291	LA	70381-0381
		WICHITA					MORGAN CITY		
WARNICK	ELISE	P TEN COLONIAL COURT	KS	67207-0000	WILLIAMS	RICHARD	T 20 ANGEL WING DRIVE	SC	29938-0000
		WICHITA					HILTON HEAD ISLAND		
WASHINGTON	LINDA	4535 N WARNOCK STREET	PA	19140-0000	WILLIAMS	ROBERT	D 1177 W MICHIGAN	MI	49017-0000
		PHILADELPHIA					BATTLE CREEK		
WASHINGTON	WILLA	2826 E HICKORY BLUFF	TN	38128-0000	WILLIAMS	TOMMIE	137 EAST STATE ST	NJ	08666-0000
		MEMPHIS					TRENTON		
WAYNE GROUP CLAIM OFFICE		107 N ABERDEEN AVE	PA	19087-0000	WILLIAMS	TYRONE	311 BELMONT AVE	MD	21216-0000
		WAYNE					BALTIMORE		
WEBB	JOHNNY	R RT 5 LOT 13 BOX 205A	OK	73018-3018	WILSON	ALICE	C 7090 SOUTH VINTA	CO	80112-0000
		CHICKASHA					ENGLEWOOD		
WECKLER	FRANK	A 2121 SE POWELL 102	OR	97202-2033	WILSON	ESTHER CUNDIFF	4401 ROLAND AVE APT 509	MD	21210-0000
		PORTLAND					BALTIMORE		
WEED	LILLIAN	S 119 STORE AVE APT 4D	CT	06705-0000	WILSON	JOANN	APT 303 3335 HEWITT AVE	MD	20906-0000
		WATERBURY					SILVER SPRING		
WELCH	MILDRED	BRITISH COLUMBIA	FA	00000-0000	WINFREY	ERNESTINE	19 TUNNELL ROAD	NJ	08873-0000
		VANCOUVER 8 CANADA					SOMERSET		
WENSCH	GLADYS	E 29 MEADOW LANE	PA	19446-0000	WINFREY	OTIS	19 TUNNELL ROAD	NJ	08873-0000
		LANSDALE					SOMERSET		
WERCHOWSKY	NORMAN	7390 TREELING S E	MI	49508-0000	WINKELVOSS	JAN	BOX 28	PA	15038-0000
		GRAND RAPIDS					ELRAMA		
WERCHOWSKY	PAULA	7390 TREELING S E	MI	49508-0000	WIXTED	C	V ROUTE 2 BOX 171	AR	72401-2401
		GRAND RAPIDS					JONESBORO		
WHITE	JOSEPH	F 381 BROAD ST APT A711	NJ	07104-0000	WIXTED	VIVIAN	B ROUTE 2 BOX 171	AR	72401-2401
		NEWARK					JONESBORO		
WIBISANA	BINA	H	FA	00000-0000	WYITE	WARREN	E 4025 OLIVER ST	MD	20815-0000
		JAKARTA INDONESIA					BETHESDA		
WILDEN CULLEN CO		144 1900 S CEDAR			WOJCIK	HENRY	48 EIGHTH STREET		

## DEPARTMENT OF FINANCIAL INSTITUTIONS

## NOTICE OF PUBLIC INFORMATION

WOLF CAMERA & VIDEO	N ARLINGTON	NJ	07032-4755
	PO BOX 930374		
	ATLANTA	GA	31193-1193
WOOD	S PO BOX 930	NJ	07728-0000
	FREEHOLD		
WOODRUFF	M 13516 ORIENTAL ST	MD	20853-0000
	ROCKVILLE		
WOODSON	S 368 KEEFAUVER ROAD	TN	37615-0000
	GRAY		
YADON	T 120 W 5TH	MI	49677-9677
	REED CITY		
YATES	A 7133 NUBBINS RIDGE RD	TN	37919-0000
	KNOXVILLE		
YIM	6763 BAINBRIDGE DRIVE	TN	38119-8310
	MEMPHIS		
YONEYAMA	IKSUKAICHI CHO	FA	00000-0000
	HIROSHIMA JAPAN		
YOUNG	D 4866 A BERKLEY CT	LA	71459-0000
	FORT POLK		
ZEBER	2023 SPRING VALLEY	PA	19446-0000
	HANSDALE		
ZOUZOULA	ATHENS GREECE	FA	00000-0000
	DIMITRA		
ZOUZOULAS	CONSTANTINOS	FA	00000-0000
	ATHENS GREECE		
ZUROSKI	1018 S MAIN	PA	18504-0000
	SCRANTON		

## JOINT COMMITTEE ON ADMINISTRATIVE RULES

## ILLINOIS GENERAL ASSEMBLY

## SECOND NOTICES RECEIVED

The following second notices were received by the Joint Committee on Administrative Rules during the period of August 2, 1994 through August 8, 1994, and have been scheduled for review by the Committee at its September 13, 1994 meeting. Other items not contained in this published list may also be considered. Members of the public wishing to express their views with respect to a rule should submit written comments to the Committee at the following address: Joint Committee on Administrative Rules, 700 Stratton Bldg., Springfield, IL 62706.

Second Notice Expires	Agency and Rule	Start of First Notice	JCAR Meeting
9/21/94	Teachers' Retirement System, The Administration and Operation of the Teachers' Retirement System (80 Ill Adm Code 1650)	6/17/94 18 Ill Reg 8904	9/13/94

## PROCLAMATIONS

94-386

## LABOR BLOOD DONATING MONTH

Whereas, blood is vital to keep people healthy. The need for blood is constant, but the supply drops off sharply during the month of August; and  
 Whereas, the AFL-CIO, a labor organization, is concerned with the welfare of all Illinoisans. The American Red Cross has asked for their help in replenishing the state's blood supply; and  
 Whereas, this partnership enables the American Red Cross to respond to disasters and other misfortunes and to improve the health of all in the community;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim August 1994 as LABOR BLOOD DONATING MONTH in Illinois and encourage all residents to participate in blood donation campaigns.

Issued by the Governor July 19, 1994.

Filed with the Secretary of State August 4, 1994.

94-387

## HAROLD MOSER DAY

Whereas, Naperville has grown from a small farming community to a thriving suburban community while retaining its hometown charm. Much of this growth and development was shaped by the vision of Harold Moser, earning him the title "Mr. Naperville"; and

Whereas, Mr. Moser created the first golf course community in Northern Illinois and began the practice of contributing land for schools and parks before there was an ordinance, personally donating more than 200 acres; and  
 Whereas, Mr. Moser has been a leader in the Illinois lumber business and banking industry and he and his wife, Margaret, are generous supporters of the area's educational, cultural, historic, and religious institutions; and  
 Whereas, Mr. Moser has consistently given back to his community, serving as Police Magistrate, Township Clerk, Chairman of the Fire and Police Commission, President of the Naperville Area Chamber of Commerce, as well as serving on numerous boards, committees, and commissions;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim August 28, 1994, as HAROLD MOSER DAY in Illinois.

Issued by the Governor July 21, 1994.

Filed with the Secretary of State August 4, 1994.

94-388

## HISPANIC EVANGELICAL YOUTH WEEK

Whereas, the 24th Annual Hispanic Children's Parade, sponsored by the Hispanic Evangelical Children and Youth Parade, Inc., will be held on Saturday, September 10, 1994; and

Whereas, for the past 24 years, the Hispanic Children's Parade has been held in Chicago with more than 100 churches and 7,000 children participating; and

Whereas, the parade displays the unity and pride of the community and each year approximately 50,000 people gather to watch this event; and

Whereas, the parade provides our youth with an opportunity to actively

participate in a positive event promoting community pride and responsibility;  
 Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim September 5-10, 1994, as HISPANIC EVANGELICAL YOUTH WEEK in Illinois.

Issued by the Governor July 22, 1994.

Filed with the Secretary of State August 4, 1994.

94-389

## ILLINOIS CONNECTION DAY

Whereas, in Washington, D.C., a group of individuals calling themselves the Illinois Connection are striving to further advance opportunities for people with disabilities; and

Whereas, people with disabilities are significant contributors to business, industry, education, the arts, sports, science, technology, literature, politics, and every other segment of society; and

Whereas, Illinois has made gains in implementing the Americans with Disabilities Act and improving accessibility for its citizens with disabilities and their families; and

Whereas, Illinois recognizes the efforts of Karen Meyer, Vice Chair of the President's Committee on the Employment of People with Disabilities; Kathy Parker, former Chair and current Board member of the U.S. Architectural and Transportation Barriers Compliance Board; and Marca Bristo, President of the National Council on Disability;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim July 26, 1994, as ILLINOIS CONNECTION DAY and I urge all of our citizens to acknowledge our Illinois Connections and the impact they are making for all people with disabilities.

Issued by the Governor July 22, 1994.

Filed with the Secretary of State August 4, 1994.

94-390

## LIONS CANDY DAY

Whereas, Lions of Illinois have spearheaded efforts to protect our citizens against the ravages of blindness and deafness for many years; and  
 Whereas, presently, 28,000 Illinois citizens are blind and 106,000 Illinois residents are deaf or hearing-impaired; and

Whereas, Lions have expended millions of dollars in recent years for an eye donor registry, low vision clinics and hearing screenings, camping programs, hearing aid and eyeglass collections, and hundreds of other local programs; and

Whereas, on Friday, October 14, 1994, Lions are observing Candy Day, their primary fund-raising event of the year;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim October 14, 1994, as LIONS CANDY DAY in Illinois, in recognition and support of the organization's many worthwhile endeavors.

Issued by the Governor July 22, 1994.

Filed with the Secretary of State August 4, 1994.

94-391

## PROFESSIONAL SECURITY MONTH

Whereas, the American Society for Industrial Security has designated



September 1994 as a time to honor security professionals throughout our state and the world; and  
Whereas, security practitioners are dedicated to protecting the assets--people, property, and information--of private industry, government, and public institutions; and

Whereas, the efforts of these professionals have significantly reduced the losses caused by a wide range of crimes committed against banks, schools, hotels, hospitals, museums, retail outlets, and countless other organizations that employ their services; and

Whereas, these security professionals have demonstrated outstanding service in preventing or minimizing losses to the community from natural or man-made disasters such as fires, riots, strikes, and other civil disorders;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim September 1994 as PROFESSIONAL SECURITY MONTH in Illinois and call to the attention of all citizens the achievements and contributions of the more than 25,000 security professionals who comprise the membership of the American Society for Industrial Security.

Issued by the Governor July 22, 1994.

Filed with the Secretary of State August 4, 1994.

#### 94-392

##### AMERICANS WITH DISABILITIES ACT DAY

Whereas, all people should have the opportunity to work and live at their highest level of capability; and

Whereas, the federal Americans with Disabilities Act (ADA) prohibits discrimination against people with disabilities in employment, public accommodations, telecommunications, and other areas; and

Whereas, the ADA ensures the right of citizens with disabilities to the rewards of independence and productivity in our society; and

Whereas, July 26 marks the fourth anniversary of the signing of this landmark legislation;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim July 26, 1994, as AMERICANS WITH DISABILITIES ACT DAY in Illinois in recognition of this federal civil rights law for persons with disabilities.

Issued by the Governor July 25, 1994.

Filed with the Secretary of State August 4, 1994.

#### 94-393

##### FIREFIGHTERS APPRECIATION MONTH

"Not a gift of a cow, nor a gift of land, nor yet a gift of food, is so important as the gift of safety, which is declared to be the great gift among all gifts in this world" Panchatantra (c. 5th century)

Whereas, firefighters are prepared to sacrifice their lives at all times in their professional service to their communities; and

Whereas, their immense contributions, both of personal risk and time devoted to public service, need to be acknowledged; and

Whereas, last year, firefighters in more than 100 Illinois communities raised and donated more than \$200,000 to the Muscular Dystrophy Association (MDA);

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim

August 1994 as FIREFIGHTERS APPRECIATION MONTH in Illinois in conjunction with MDA's recognition of their efforts.

Issued by the Governor July 25, 1994.

Filed with the Secretary of State August 4, 1994.

#### 94-394

##### CHAMBER OF COMMERCE WEEK

Whereas, chambers of commerce work with the business community to advance the civic, economic, industrial, professional, and cultural welfare of our state; and

Whereas, chambers of commerce have contributed to the civic and economic life in Illinois for 156 years, since the Galena Chamber of Commerce was founded in 1838; and

Whereas, this year marks the 75th anniversary of the Illinois State Chamber of Commerce, which has a proud history of civic and community involvement, forging coalitions for progress, and achieving results through quality programs and services; and

Whereas, chambers of commerce encourage the growth of existing industries and businesses and encourage new firms and individuals to locate in Illinois, acting as a liaison with the State of Illinois, local governments, and the business community; and

Whereas, Illinois is the home to international chambers of commerce, the central region office of the U.S. Chamber of Commerce, the Illinois State Chamber of Commerce, and more than 300 local chambers of commerce, and the Illinois Association of Chamber of Commerce Executives, a professional development organization for chamber of commerce leaders;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim September 18-24, 1994, as CHAMBER OF COMMERCE WEEK in Illinois.

Issued by the Governor July 26, 1994.

Filed with the Secretary of State August 4, 1994.

#### 94-395

##### CHILD SUPPORT AWARENESS MONTH

Whereas, children are our most important resource and their welfare is Illinois' highest priority; and

Whereas, all children should receive financial support from both parents, and welfare benefits should be used only as a last resort to support children whose parents are unable to do so; and

Whereas, the Illinois Department of Public Aid, Division of Child Support Enforcement, provides child support services to all Illinois families who need them and has set high goals of increasing the number of child support orders, paternity establishments, and the amount of child support collected each year; and

Whereas, Illinois is committed to reducing welfare dependence through increased public awareness of the importance of child support;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim August 1994 as CHILD SUPPORT AWARENESS MONTH in Illinois.

Issued by the Governor July 26, 1994.

Filed with the Secretary of State August 4, 1994.

#### 94-396

## EASTER SEAL DAY

Whereas, since 1919, Easter Seal Societies have served the children and adults with disabilities; and

Whereas, Easter Seal Societies across the United States are celebrating the 75th anniversary of Easter Seal services; and

Whereas, the Chicago South District Shell Dealers, in partnership with Easter Seals, are holding a benefit to help continue quality services to children with disabilities; and

Whereas, to recognize the efforts of the District Shell Dealers in their community spirit and to celebrate the anniversary of Easter Seal Services, individuals will be encouraged to participate in supporting Illinois' Easter Seals;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim September 19, 1994, as EASTER SEAL DAY in Illinois.

Issued by the Governor July 26, 1994.

Filed with the Secretary of State August 4, 1994.

94-397

## GIL PETERSON DAY

Whereas, Gil Peterson has given more than 40 years of service to collegiate athletes. He served as an athletic administrator at Western Illinois University for 24 years and as Director of Athletics for Development since 1990; and

Whereas, under his leadership, the athletics program at Western Illinois University has grown from an independent NAIA participant to an NCAA Division I (I-AA in football) member; and

Whereas, Mr. Peterson founded the Leatherneck Club, now known as the Western Athletic Club, to raise money for the university's athletic programs. They have raised more than \$2 million for the sports program; and

Whereas, he has served on numerous committees, including NCAA football, basketball, and track committees; and

Whereas, Mr. Peterson coached for 17 seasons, 10 as head football coach, at Huron College. Under his leadership, the team won six football championships and he was named NAIA District and Conference Coach of the Year;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim August 13, 1994, as GIL PETERSON DAY in Illinois in honor of his outstanding contributions to collegiate athletics.

Issued by the Governor July 27, 1994.

Filed with the Secretary of State August 4, 1994.

94-398

## VOCATIONAL STUDENT ORGANIZATION WEEK

Whereas, the proper education of today's youth is a concern of all Americans; and

Whereas, vocational student organizations are dedicated to the advancement of proper education, training, and development of America's youth; and

Whereas, for the past 17 years, organizations such as the Illinois Coordinating Council for Vocational Student Organizations (ICVSO) have advanced the awareness of the importance of vocational student organizations as an integral part of the educational curriculum; and

Whereas, vocational student organizations in Illinois include the Business Professionals of America, Future Business Leaders of America (FBLA), Future Homemakers of America/Home Economics Related Occupations (FHA/HERO), Health Occupations Students of America (HOSA), Illinois Association FFA (FFA), Illinois Association of DECA (DECA), Illinois Postsecondary Agricultural Student Organization (PAS), Phi Beta Lambda (PBL), Technology Student Association (TSA), and Vocational Industrial Clubs of America (VICA);

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim October 2-8, 1994, as VOCATIONAL STUDENT ORGANIZATION WEEK in Illinois in recognition of the contributions made by these organizations to the education of our youth.

Issued by the Governor July 27, 1994.

Filed with the Secretary of State August 4, 1994.

94-399

## IRON OVERLOAD DISEASES AWARENESS WEEK

Whereas, an estimated one Illinois resident in 200 carries double genes that cause an accumulation of excessive iron stores, resulting in disease of the liver, the heart, the sex glands, the pancreas, and the joints. This condition may be fatal if left untreated; and

Whereas, our state's carrier rate of the single hemochromatosis gene is estimated to be 26 in 200; and

Whereas, many doctors and their patients are unaware of this high incidence; and

Whereas, the condition is treatable if detected;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim September 18-23, 1994, as IRON OVERLOAD DISEASES AWARENESS WEEK in Illinois and urge citizens to participate in protecting their health by informing themselves of this common but underdiagnosed condition.

Issued by the Governor July 28, 1994.

Filed with the Secretary of State August 4, 1994.

94-400

## "JUST SAY NO" DAY

Whereas, "Just Say No" is a federal government substance abuse prevention initiative; and

Whereas, across the country, young people and adults are joining to launch "Just Say No" projects and clubs; and

Whereas, the campaign is based on the premise that learning how to say "no" to drugs and alcohol, as well as to peer pressure to use chemicals, may be the most powerful weapon society has in dealing with the substance abuse problem; and

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim May 15, 1995, as "JUST SAY NO" DAY in Illinois in conjunction with our nation's campaign to focus public attention on the problem of drug abuse.

Issued by the Governor July 28, 1994.

Filed with the Secretary of State August 4, 1994.

94-401

## TIE ONE ON FOR MADD DAY

Whereas, more than 17,500 people were killed and nearly 1.2 million people were injured in alcohol-related traffic accidents in 1993 nationally; and

Whereas, the mission of Mothers Against Drunk Driving (MADD) is to stop drunk driving and to support the victims of this violent crime; and

Whereas, alcohol-related traffic fatalities have decreased 37 percent nationally saving more than 59,000 lives since MADD was founded in 1980; and

Whereas, MADD has built a public awareness campaign on a line of men's ties manufactured by Stonehenge, Ltd. and the ties will be promoted to the general public as "The Only Way to Tie One On Before Driving"; and

Whereas, hang tags containing drunk driving statistics and an appeal from MADD to not drink and drive will be attached to all Cocktail Collection ties; and

Whereas, the MADD "martini glass and key" logo will be stitched into the tipping on the back of each tie as a permanent reminder to the wearer not to drink and drive;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim Tuesday, August 9, 1994, as TIE ONE ON FOR MADD DAY in Illinois and urge all citizens to not drive under the influence of alcohol and other drugs.

Issued by the Governor July 28, 1994.

Filed with the Secretary of State August 4, 1994.

#### 94-402

##### KOREAN HERITAGES EDUCATION DAY

Whereas, 1.5 million loyal Korean Americans reside in the United States, contributing to the diversity that strengthens the fabric of American society; and

Whereas, Korean Americans have a strong commitment to maintaining the strength of Korean heritages to fully integrated Americans; and

Whereas, 650 Korean schools are dedicated to teaching Korean language, culture, and history to Korean Americans and others; and

Whereas, the National Association of Korean Schools will hold its 12th annual meeting and symposium in the City of Chicago;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim August 20, 1994, as KOREAN HERITAGES EDUCATION DAY in Illinois.

Issued by the Governor July 29, 1994.

Filed with the Secretary of State August 4, 1994.

#### 94-403

##### RICHARD H. ORCUTT DAY

Whereas, the Lorillard Tobacco Company has employed Richard H. Orcutt for the past 41 years; and

Whereas, he has served his company well as a Sales Representative, Assistant Division Manager, Division Manager, Field Manager, Vice President of International Sales, and ultimately as Senior Vice President of Sales; and

Whereas, he has overseen the sales operation of the State of Illinois, which employs 72 people, who have followed his leadership to build a strong market share; and

Whereas, he has diligently worked to provide sales and promotional support, which has resulted in strong sales for Kent, True, Old Gold, Max, Satin, Triumph, and helped make Newport the #1 menthol seller in Chicago and America; and

Whereas, he has accomplished this while being a strong leader, a good listener, has taught by example, exercised diversity, and has supported the MTQ process, while maintaining an excellent sense of humor;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim August 18, 1994, as RICHARD H. ORCUTT DAY in Illinois.

Issued by the Governor August 1, 1994.

Filed with the Secretary of State August 4, 1994.

#### 94-404

##### STATE STREET SALUTES BRENT MINOR DAY

Whereas, the Greater State Street Council is an association of businesses, institutions, and organizations whose purpose is the growth and betterment of the downtown Chicago area; and

Whereas, the Greater State Street Council is celebrating its 65th Anniversary this year; and

Whereas, Brent Minor, vice president of LaSalle Talmán Bank, has worked tirelessly in his role as two-term chairman, and presently vice chairman, to further the goals of the Council; and

Whereas, Brent Minor has distinguished himself for outstanding accomplishments as Chairman of the Illinois Chapter of the March of Dimes, including being selected as the most committed volunteer in the United States for the March of Dimes; and

Whereas, in light of Mr. Minor's vast contributions, the Greater State Street Council has chosen to honor him August 26, at a progressive dinner on State Street where the Council's 65th Anniversary will be celebrated;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim August 26, 1994, as STATE STREET SALUTES BRENT MINOR DAY in Illinois, and urge all citizens to be cognizant of this event and its importance to the citizens of Illinois.

Issued by the Governor August 3, 1994.

Filed with the Secretary of State August 4, 1994.



ACTION CODES	
A - Adopted Rule	P - Proposed Rule
AR - Adopted Repealer	PF - Prohibited Filing Order by JCAR*
C - Notice of Corrections	PP - Peremptory or Court Ordered Rules
CC - Codification Changes	PR - Proposed Repealer
E - Emergency Rule	R - Refusal to meet JCAR* Objection
ER - Emergency Repealer	RC - Statement of Recommendation
M - Modification to meet JCAR*	S - Suspension ordered by JCAR*
Objections	W - Withdrawal to meet JCAR*
O - JCAR* Statement Of Objections	Objections
RQ - Request for Correction	
EC - Expedited Corrections	

\*Joint Committee on Administrative Rules

ALL RULES ARE LISTED BY PART NUMBER AND HEADING ONLY. (FOR ACTION ON SPECIFIC SECTIONS, PLEASE REFER TO THE SECTIONS AFFECTED INDEX.) IF THERE ARE ANY QUESTIONS, PLEASE CONTACT THE ADMINISTRATIVE CODE DIVISION AT (217) 782-7017.

AGING, DEPARTMENT ON

89 Ill. Adm. Code 240	Community Care Program (P-14225/93;A-609) (E-5355) (P-5027)
89 Ill. Adm. Code 260	Long-Term Care Insurance Partnership Demonstration Program (P-3802; A-9895)
89 Ill. Adm. Code 230	Older Americans Act Program (P-5720)

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TYPE OF RULE MAKING		ACTION CODE	
am = amend to existing Section	A = Adopted Rule	PF = Prohibited Filing	
cc = codification changes	E = Emergency	S = Suspension	
n = New section	P = Proposed Rule	O = JCAR Objection	
r = repeal of existing Section	PP = Peremptory	F = Failure to Remedy Objections	
re = reclassified	M = Modification	Objection	
# = renumbered	W = Withdrawal	RC = Recommendations	
	CC = Codification Changes	EC = Expedited Correction	
	RQ = Request for Correction	C = Correction	

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100.100	100.735	am	(P-7087)	220.600	am	(P-13307/93.A-4758)
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100.180	100.900	am	(P-7087)	220.900	am	(P-13307/93.A-4758)
100.200	100.1000	am	(P-7087)	220.950	am	(P-13307/93.A-4758)
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100.330	100.1200	am	(P-7087)	220.1800	am	(P-13307/93.A-4758)
100.335	100.1210	am	(P-7087)	220.1900	am	(P-13307/93.A-4758)
100.360	100.1210	am	(P-7087)	220.2000	am	(P-13307/93.A-4758)
100.390	100.1210	am	(P-7087)	220.2100	am	(P-13307/93.A-4758)
100.400	100.1210	am	(P-7087)	220.2200	am	(P-13307/93.A-4758)
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100.430	100.1210	am	(P-7087)	220.2400	am	(P-13307/93.A-4758)
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100.510	100.1210	am	(P-7087)	220.2700	am	(P-13307/93.A-4758)
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100.560	100.1210	am	(P-7087)	220.3100	am	(P-13307/93.A-4758)
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(Title 32, cont.)	n	(P-1520/93,A-2317)	107,228	n	(P-11427)	n	(P-12491/93,A-1253)
505,1100	n	(P-1520/93,A-2317)	107,240	n	(P-11427)	211,2610	n
505,1200	n	(P-1520/93,A-2317)	107,241	n	(P-11427)	211,3480	n
505,1300	n	(P-1520/93,A-2317)	107,242	n	(P-11427)	211,3500	n
505,1400	n	(P-1520/93,A-2317)	107,243	n	(P-11427)	211,3620	n
505,1500	n	(P-1520/93,A-2317)	107,244	n	(P-11427)	211,3650	am
505,1600	n	(P-1520/93,A-2317)	107,245	n	(P-11427)	211,3660	n
505,1700	n	(P-1520/93,A-2317)	107,246	n	(P-11427)	211,3695	n
505,1800	n	(P-1520/93,A-2317)	107,247	n	(P-11427)	211,3950	n
505,1900	n	(P-1520/93,A-2317)	107,260	n	(P-11427)	211,3970	am
505,2000	n	(P-1520/93,A-2317)	107,280	n	(P-11427)	211,3990	am
505,2100	n	(P-1520/93,A-2317)	107,301	n	(P-11427)	211,4050	am
505,2200	n	(P-1520/93,A-2317)	107,300	n	(P-11427)	211,4130	am
505,2300	n	(P-1520/93,A-2317)	107,302	n	(P-11427)	211,4260	n
505,2400	n	(P-1520/93,A-2317)	107,320	n	(P-11427)	211,4830	n
505,2500	n	(P-1520/93,A-2317)	107,320	n	(P-11427)	211,4850	n
505,2600	n	(P-1520/93,A-2317)	107,340	n	(P-11427)	211,4970	n
505,2700	n	(P-1520/93,A-2317)	107,341	n	(P-11427)	211,5060	n
505,2800	n	(P-1520/93,A-2317)	107,342	n	(P-11427)	211,5089	n
505,2900	n	(P-1520/93,A-2317)	107,360	n	(P-11427)	211,5340	n
505,3000	am	(P-1520/93,A-2317)	107,361	n	(P-11427)	211,5390	n
506,10	am	(P-10544)	184,100	n	(P-4)	211,6100	n
506,30	am	(P-10544)	184,101	n	(P-4)	211,6170	n
506,50	am	(P-10544)	184,102	n	(P-4)	211,6250	n
506,90	am	(P-10544)	184,103	n	(P-4)	211,6355	n
506,90	am	(P-10544)	184,104	n	(P-4)	211,6380	n
506,910	n	(P-1335/93,A-4230)	184,104	n	(P-4)	211,6630	n
506,911	n	(P-1335/93,A-4230)	184,105	n	(P-4)	211,6650	n
506,912	n	(P-1335/93,A-4230)	184,106	n	(P-4)	211,6710	n
506,913	n	(P-1335/93,A-4230)	184,200	n	(P-4)	211,6830	n
506,914	n	(P-1335/93,A-4230)	184,201	n	(P-4)	211,7050	n
506,915	n	(P-1335/93,A-4230)	184,202	n	(P-4)	211,7113	am
506,916	n	(P-1335/93,A-4230)	184,203	n	(P-4)	212,700	n
506,920	n	(P-1335/93,A-4230)	184,204	n	(P-4)	212,701	n
506,921	n	(P-1335/93,A-4230)	184,205	n	(P-4)	212,702	n
506,922	n	(P-1335/93,A-4230)	184,207	n	(P-4)	212,703	n
506,923	n	(P-1335/93,A-4230)	184,300	n	(P-4)	212,704	n
506,924	n	(P-1335/93,A-4230)	184,301	n	(P-4)	212,705	n
506,925	n	(P-1335/93,A-4230)	184,302	n	(P-4)	218,101	am
506,930	n	(P-959,A-11579)	184,400	n	(P-4)	218,106	am
506,931	n	(P-959,A-11579)	184,401	n	(P-4)	218,108	am
506,932	n	(P-959,A-11579)	184,402	n	(P-4)	218,112	am
506,933	n	(P-959,A-11579)	184,403	n	(P-4)	218,114	am
506,934	n	(P-959,A-11579)	184,500	n	(P-4)	218,119	n
507,100	n	(P-11427)	184,501	n	(P-4)	218,120	n
507,101	n	(P-11427)	184,502	n	(P-4)	218,121	am
507,102	n	(P-11427)	184,503	n	(P-4)	218,125	n
507,103	n	(P-11427)	184,504	n	(P-4)	218,127	n
507,104	n	(P-11427)	184,505	n	(P-4)	218,127	n
507,121	n	(P-11427)	184,506	n	(P-4)	218,128	n
507,122	n	(P-11427)	201,101	am	(P-9347)	218,402	am
507,123	n	(P-11427)	201,166	#	(P-9347)	218,402	#,am
507,124	n	(P-11427)	201,167	#	(P-9347)	218,522	n
507,140	n	(P-11427)	201,168	#,am	(P-9347)	218,522	n
507,160	n	(P-11427)	201,207	#,n	(P-9347)	218,523	n
507,180	n	(P-11427)	201,208	n	(P-9347)	218,583	am
507,181	n	(P-11427)	201,209	n	(P-9347)	218,602	am
507,182	n	(P-11427)	201,210	n	(P-9347)	218,603	am
507,201	n	(P-11427)	201,211	#,n	(P-9347)	218,621	am
507,202	n	(P-11427)	201,212	n	(P-9347)	218,623	am
507,220	n	(P-11427)	201,302	am	(P-7636)	218,660	n
507,221	n	(P-11427)	203,209	am	(P-18756/93,A-6335)	218,665	n
507,222	n	(P-11427)	211,102	am	(P-9331)	218,667	am
507,223	n	(P-11427)	211,270	n	(P-12491/93,A-1253)	218,668	n
507,224	n	(P-11427)	211,1070	n	(P-12491/93,A-1253)	218,672	n
507,225	n	(P-11427)	211,1920	n	(P-9331)	218,672	n
507,226	n	(P-11427)	211,2300	n	(P-12491/93,A-1253)	218,680	n
507,227	n	(P-11427)	211,2300	n	(P-12491/93,A-1253)	218,686	n
507,228	n	(P-11427)	211,2300	n	(P-12491/93,A-1253)	218,686	n

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739.122	am	(P-455)	811.324	n	(P-8726/93.A-1308) (C-4434)	814.701	n	(P-17721/93.A-12471)
739.123	am	(P-455)	811.325	n	(P-8726/93.A-1308) (C-4434)	814.702	n	(P-17721/93.A-12471)
739.140	am	(P-455)(C-5017)	811.326	n	(P-8726/93.A-1308) (C-4434)	814.801	n	(P-17721/93.A-12471)
739.141	am	(P-455)	811.326	n	(P-8726/93.A-1308) (C-4434)	814.802	n	(P-17721/93.A-12471)
739.142	am	(P-455)(C-5017)	811.700	am	(P-8726/93.A-1308) (C-4434)	814.901	n	(P-17721/93.A-12471)
739.143	am	(P-455)(C-5017)	811.700	am	(P-8726/93.A-1308) (C-4434)	814.902	n	(P-8714/93.A-1284)
739.145	am	(P-455)	811.701	am	(P-8726/93.A-1308) (C-4434)	814.A0.A	am	(P-17649/93.A-12384)
739.146	am	(P-455)(C-5017)	811.701	am	(P-8726/93.A-1308) (C-4434)	815.202	am	(P-17649/93.A-12384)
739.151	am	(P-455)(C-5017)	811.702	am	(P-8726/93.A-1308) (C-4434)	815.401	am	(P-17659/93.A-12411)
739.152	am	(P-455)	811.702	am	(P-8726/93.A-1308) (C-4434)	817.101	n	(C-21878/93)
739.154	am	(P-455)	811.703	am	(P-8726/93.A-1308) (C-4434)	817.103	n	(P-17659/93.A-12411)
739.156	am	(P-455)(C-5017)	811.703	am	(P-8726/93.A-1308) (C-4434)	817.103	n	(C-21878/93)
739.157	am	(P-455)(C-5017)	811.704	am	(P-8726/93.A-1308) (C-4434)	817.104	n	(P-17659/93.A-12411)
739.158	am	(P-455)(C-5017)	811.704	am	(P-8726/93.A-1308) (C-4434)	817.105	n	(C-21878/93)
739.159	am	(P-455)(C-5017)	811.705	am	(P-8726/93.A-1308) (C-4434)	817.105	n	(P-17659/93.A-12411)
739.162	am	(P-455)(C-5017)	811.706	am	(P-8726/93.A-1308) (C-4434)	817.106	n	(C-21878/93)
739.164	am	(P-455)	811.706	am	(P-8726/93.A-1308) (C-4434)	817.106	n	(P-17659/93.A-12411)
739.165	am	(P-455)(C-5017)	811.707	am	(P-8726/93.A-1308) (C-4434)	817.107	n	(C-21878/93)
739.170	am	(P-455)	811.707	am	(P-8726/93.A-1308) (C-4434)	817.201	n	(C-21878/93)
739.171	am	(P-455)(C-5017)	811.708	am	(P-8726/93.A-1308) (C-4434)	817.202	n	(P-17659/93.A-12411)
739.172	am	(P-455)(C-5017)	811.708	am	(P-8726/93.A-1308) (C-4434)	817.202	n	(C-21878/93)
739.173	am	(P-455)(C-5017)	811.709	am	(P-8726/93.A-1308) (C-4434)	817.203	n	(C-21878/93)
739.174	am	(P-17703/93.A-12451)	811.710	am	(P-8726/93.A-1308) (C-4434)	817.203	n	(P-17659/93.A-12411)
807.105	am	(P-17709/93.A-12457)	811.710	am	(P-8726/93.A-1308) (C-4434)	817.204	n	(C-21878/93)
810.101	am	(C-21882/93)	811.711	am	(P-8726/93.A-1308) (C-4434)	817.204	n	(P-17659/93.A-12411)
810.103	am	(P-8703/93.A-1268)	811.711	am	(P-8726/93.A-1308) (C-4434)	817.301	n	(C-21878/93)
810.104	am	(P-17709/93.A-12481)	811.712	am	(P-8726/93.A-1308) (C-4434)	817.302	n	(C-21878/93)
810.104	am	(C-21882/93)	811.712	am	(P-8726/93.A-1308) (C-4434)	817.303	n	(C-21878/93)
810.104	am	(P-8703/93.A-1268)	811.713	am	(P-8726/93.A-1308) (C-4434)	817.303	n	(C-21878/93)
811.101	am	(P-17709/93.A-12457)	811.714	am	(P-8726/93.A-1308) (C-4434)	817.304	n	(C-21878/93)
811.101	am	(P-8726/93.A-1308)	811.715	am	(P-8726/93.A-1308) (C-4434)	817.304	n	(C-21878/93)
811.101	am	(C-4434)	811.715	am	(P-8726/93.A-1308) (C-4434)	817.305	n	(C-21878/93)
811.107	am	(P-17730/93.A-12481)	811.A0.A	am	(P-8726/93.A-1308) (C-4434)	817.306	n	(P-17659/93.A-12411)
811.107	am	(P-8726/93.A-1308)	II.A	am	(P-8726/93.A-1308) (C-4434)	817.306	n	(P-17659/93.A-12411)
811.110	am	(P-8726/93.A-1308)	II.C	am	(P-8726/93.A-1308) (C-4434)	817.309	n	(P-6246)
811.111	am	(P-8726/93.A-1308)	II.C	am	(P-8726/93.A-1308) (C-4434)	817.401	n	(P-17659/93.A-12411)
811.111	am	(P-8726/93.A-1308)	II.D	am	(P-8726/93.A-1308) (C-4434)	817.401	n	(C-21878/93)
811.112	n	(P-8726/93.A-1308)	II.E	am	(P-8726/93.A-1308) (C-4434)	817.402	n	(P-17659/93.A-12411)
811.112	n	(C-4434)	II.E	am	(P-8726/93.A-1308) (C-4434)	817.402	n	(C-21878/93)
811.301	am	(P-17730/93.A-12481)	811.A0.B	am	(P-8726/93.A-1308) (C-4434)	817.403	n	(P-17659/93.A-12411)
811.302	am	(P-8726/93.A-1308)	811.A0.B	am	(P-8726/93.A-1308) (C-4434)	817.403	n	(C-21878/93)
811.303	am	(P-8726/93.A-1308)	812.101	am	(P-17644/93.A-12185) (P-17644/93.A-12185)	817.404	n	(C-21878/93)
811.309	am	(P-8726/93.A-1308)	812.301	am	(P-17644/93.A-12185) (P-17644/93.A-12185)	817.405	n	(P-17659/93.A-12411)
811.309	am	(P-8726/93.A-1308)	813.101	am	(P-16920/93.A-2409) (EC-3018)	817.406	n	(P-17659/93.A-12411)
811.310	am	(P-8726/93.A-1308)	813.106	am	(P-16920/93.A-2409) (EC-3018)	817.406	n	(C-21878/93)
811.310	am	(RQ-3021)(EC-7504)	814.101	am	(P-8714/93.A-1284) (P-8714/93.A-1284)	817.407	n	(P-17659/93.A-12411)
811.311	am	(P-8726/93.A-1308)	814.102	am	(P-8714/93.A-1284) (P-8714/93.A-1284)	817.408	n	(C-21878/93)
811.311	am	(C-4434)	814.103	am	(P-8714/93.A-1284) (P-8714/93.A-1284)	817.408	n	(P-17659/93.A-12411)
811.314	am	(P-8726/93.A-1308)	814.104	am	(P-8714/93.A-1284) (P-8714/93.A-1284)	817.409	n	(C-21878/93)
811.314	am	(C-4434)	814.105	am	(P-8714/93.A-1284) (P-8714/93.A-1284)	817.409	n	(C-21878/93)
811.318	am	(P-8726/93.A-1308)	814.107	am	(P-8714/93.A-1284) (E-8488)	817.410	n	(P-17659/93.A-12411)
811.318	am	(C-4434)	814.108	am	(P-8714/93.A-1284) (P-8714/93.A-1284)	817.410	n	(C-21878/93)
811.319	am	(P-8726/93.A-1308)	814.109	am	(P-8714/93.A-1284) (P-8714/93.A-1284)	817.411	n	(P-17659/93.A-12411)
811.320	am	(C-4434)	814.302	am	(P-8714/93.A-1284) (P-8714/93.A-1284)	817.412	n	(C-21878/93)
811.323	am	(P-8726/93.A-1308)	814.402	am	(P-8714/93.A-1284) (P-8714/93.A-1284)	817.413	n	(P-17659/93.A-12411)
811.323	am	(C-4434)	814.601	am	(P-17721/93.A-12471) (P-17721/93.A-12471)	817.413	n	(C-21878/93)
811.323	am	(P-8726/93.A-1308)	814.602	n	(P-17721/93.A-12471) (C-4434)	817.413	n	(C-21878/93)

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(Title 35, cont.)								
817.414	n	(P-17659/93;A-12411) (C-21878/93)	831.114	n	(P-11025) (P-1026)	1075.1175	r	(P-9858) (P-9858)
817.415	n	(P-17659/93;A-12411) (C-21878/93)	831.116	n	(P-11025) (P-1026)	1075.1180	r	(P-9858) (P-9858)
817.416	n	(P-17659/93;A-12411) (C-21878/93)	832.102	n	(P-11033) (P-1033)	1075.1190	r	(P-9858) (P-9858)
817.417	n	(P-17659/93;A-12411) (C-21878/93)	832.104	n	(P-11033) (P-1033)	1075.1200	r	(P-9858) (P-9858)
817.418	n	(P-17659/93;A-12411) (C-21878/93)	832.106	n	(P-11033) (P-1033)	1075.1205	r	(P-9858) (P-9858)
817.419	n	(P-17659/93;A-12411) (C-21878/93)	832.108	n	(P-11033) (P-1033)	1075.1210	am	(P-9858) (P-9858)
817.501	n	(P-17659/93;A-12411) (C-21878/93)	832.109	n	(P-11033) (P-1033)	1075.1220	r/n	(P-9858) (P-9858)
817.Ap.A	n	(P-17659/93;A-12411) (C-21878/93)	832.111	n	(P-11033) (P-1033)	1075.1230	am	(P-9858) (P-9858)
830.101	n	(P-11040) (P-11040)	832.202	n	(P-11033) (P-1033)	1075.1240	am	(P-9858) (P-9858)
830.102	n	(P-11040) (P-11040)	832.203	n	(P-11033) (P-1033)	1075.1270	am	(P-9858) (P-9858)
830.103	n	(P-11040) (P-11040)	832.302	n	(P-11033) (P-1033)	1075.1285	am	(P-9858) (P-9858)
830.104	n	(P-11040) (P-11040)	832.303	n	(P-11033) (P-1033)	1075.1290	am	(P-9858) (P-9858)
830.105	n	(P-11040) (P-11040)	TITLE 38			1075.1305	am	(P-9858) (P-9858)
830.106	n	(P-11040) (P-11040)	130.10	am	(P-6929/93;W-6454)	1075.1310	am	(P-9858) (P-9858)
830.107	n	(P-11040) (P-11040)	130.30	am	(P-6929/93;W-6454)	1075.1315	am	(P-9858) (P-9858)
830.108	n	(P-11040) (P-11040)	130.60	am	(P-6929/93;W-6454)	1075.1330	n	(P-9858) (E-7016)(P-9858)
830.108	n	(P-11040) (P-11040)	180.10	am	(P-2085) (P-2085)	1075.2175	n	
830.201	n	(P-11040) (P-11040)	180.15	n	(P-2085) (P-2085)	TITLE 41		
830.202	n	(P-11040) (P-11040)	180.21	n	(P-2085) (P-2085)	140.2	am	(P-12696) (P-12696)
830.203	n	(P-11040) (P-11040)	180.25	n	(P-2085) (P-2085)	140.8	am	(P-12696) (P-12696)
830.204	n	(P-11040) (P-11040)	180.35	n	(P-2085) (P-2085)	140.11	am	(P-12696) (P-12696)
830.205	n	(P-11040) (P-11040)	180.60	am	(P-2085) (P-2085)	140.12	am	(P-12696) (P-12696)
830.206	n	(P-11040) (P-11040)	180.80	r	(P-2085) (P-2085)	140.40	r	(P-12696) (P-12696)
830.207	n	(P-11040) (P-11040)	180.89	n	(P-2085) (P-2085)	140.55	am	(P-12696) (P-12696)
830.208	n	(P-11040) (P-11040)	180.90	am	(P-2085) (P-2085)	140.60	am	(P-12696) (P-12696)
830.209	n	(P-11040) (P-11040)	180.95	n	(P-2085) (P-2085)	140.65	am	(P-12696) (P-12696)
830.210	n	(P-11040) (P-11040)	180.115	n	(P-2085) (E-1662)	140.70	am	(P-12696) (P-12696)
830.211	n	(P-11040) (P-11040)	335.10	n	(E-1662) (E-1662)	140.80	am	(P-12696) (P-12696)
830.213	n	(P-11040) (P-11040)	335.20	n	(E-1662) (E-1662)	140.90	am	(P-12696) (P-12696)
830.501	n	(P-11040) (P-11040)	335.30	n	(E-1662) (E-1662)	140.30	am	(P-12696) (P-12696)
830.502	n	(P-11040) (P-11040)	380.10	n	(P-9347/93;A-4630)	140.140	am	(P-12696) (P-12696)
830.503	n	(P-11040) (P-11040)	380.20	n	(P-9347/93;A-4630)	140.150	am	(P-12696) (P-12696)
830.504	n	(P-11040) (P-11040)	380.30	n	(P-1681)(C-8172)	140.160	am	(P-12696) (P-12696)
830.507	n	(P-11040) (P-11040)	610.10	n	(P-1681)(C-8172)	140.171	am	(P-12696) (P-12696)
830.506	n	(P-11040) (P-11040)	610.20	n	(P-1681)(C-8172)	140.180	am	(P-12696) (P-12696)
830.601	n	(P-11040) (P-11040)	610.30	n	(P-1681)(C-8172)	140.185	am	(P-12696) (P-12696)
830.602	n	(P-11040) (P-11040)	610.50	n	(P-1681)(C-8172)	140.225	am	(P-12696) (P-12696)
830.604	n	(P-11040) (P-11040)	610.70	n	(P-1681)(C-8172)	140.230	am	(P-12696) (P-12696)
830.605	n	(P-11040) (P-11040)	610.90	n	(P-1681)(C-8172)	140.232	am	(P-12696) (P-12696)
830.606	n	(P-11040) (P-11040)	610.80	n	(P-1681)(C-8172)	140.233	am	(P-12696) (P-12696)
830.76.A	n	(P-11040) (P-11040)	610.ex.A	n	(P-1681)(C-8172)	140.234	am	(P-12696) (P-12696)
830.76.B	n	(P-11040) (P-11040)	610.ex.B	n	(P-1681)(C-8172)	140.236	n	(P-12696) (P-12696)
830.76.C	n	(P-11040) (P-11040)	610.ex.C	n	(P-1681)(C-8172)	140.238	n	(P-12696) (P-12696)
830.Ap.A	n	(P-11040) (P-11040)	610.x10	n	(P-1681)(C-8172)	140.240	n	(P-12696) (P-12696)
830.Ap.B	n	(P-11040) (P-11040)	1075.101	am	(P-9858) (P-9858)	140.250	n	(P-12696) (P-12696)
831.101	n	(P-11025) (P-11025)	1075.110	r/n	(P-9858) (P-9858)	140.305	am	(P-12696) (P-12696)
831.102	n	(P-11025) (P-11025)	1075.115	r/n	(P-9858) (P-9858)	140.380	am	(P-12696) (P-12696)
831.103	n	(P-11025) (P-11025)	1075.120	r/n	(P-9858) (P-9858)	140.430	am	(P-12696) (P-12696)
831.104	n	(P-11025) (P-11025)	1075.130	r/n	(P-9858) (P-9858)	170.10	am	(P-9106) (P-9106)
831.105	n	(P-11025) (P-11025)	1075.135	r	(P-9858) (P-9858)	170.20	am	(P-9106) (P-9106)
831.106	n	(P-11025) (P-11025)	1075.140	r	(P-9858) (P-9858)	170.40	r	(P-9106) (P-9106)
831.107	n	(P-11025) (P-11025)	1075.145	r	(P-9858) (P-9858)	170.41	r	(P-9106) (P-9106)
831.108	n	(P-11025) (P-11025)	1075.150	r	(P-9858) (P-9858)	170.50	r	(P-9106) (P-9106)
831.109	n	(P-11025) (P-11025)	1075.155	r	(P-9858) (P-9858)	170.60	r	(P-9106) (P-9106)
831.110	n	(P-11025) (P-11025)	1075.165	r	(P-9858) (P-9858)	170.65	r	(P-9106) (P-9106)
831.111	n	(P-11025) (P-11025)	1075.166	r	(P-9858) (P-9858)	170.70	r	(P-9106) (P-9106)
831.112	n	(P-11025) (P-11025)	1075.170	r	(P-9858) (P-9858)	170.71	r	(P-9106) (P-9106)

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(Title 77, cont.)	100.55	n	(P-12585)	am	(P-22487/93;A-6349)	am	1650.640	am	770.30	am	(P-6099;RC-12065)	500.101	re	(A-4451)
	100.60	n	(P-12585)	am	(P-22487/93;A-6349)	am	1650.650	am	770.40	am	(P-6099;RC-12065)	500.102	re	(A-4451)
	100.65	am	(P-12585)	am	(P-12585)	am	2650.1	am	770.50	am	(P-6099;RC-12065)	500.103	re	(A-4451)
	100.70	am	(P-12585)	am	(P-12585)	am	2650.1	am	770.60	am	(P-6099;RC-12065)	500.105	re	(A-4451)
	100.740	am	(P-12585)	am	(P-12585)	am	2650.15	am	771.0	am	(P-17156)	500.115	re	(A-4451)
	100.760	am	(P-12585)	am	(P-12585)	am	2650.15	am	772.0	am	(P-17156)	500.115	re	(A-4451)
	100.780	am	(P-12585)	am	(P-12585)	am	2650.15	am	772.0	am	(P-17156)	500.115	re	(A-4451)
	100.790	am	(P-12585)	am	(P-12585)	am	2650.15	am	772.0	am	(P-17156)	500.115	re	(A-4451)
	100.810	n	(P-12585)	am	(P-12585)	am	2650.30	am	772.35	am	(P-17156)	500.125	re	(A-4451)
	100.830	am	(P-12585)	n	(P-12585)	am	2650.40	am	772.35	am	(P-17156)	500.125	re	(A-4451)
	100.850	am	(P-12585)	n	(P-12585)	am	2650.40	am	772.35	am	(P-17156)	500.125	re	(A-4451)
	100.870	am	(P-12585)	n	(P-12585)	am	2650.50	am	772.40	am	(P-17156)	500.130	re	(A-4451)
	100.890	am	(P-12585)	am	(P-12585)	am	2650.60	am	772.45	am	(P-17156)	500.135	re	(A-4451)
	100.910	am	(P-12585)	am	(P-12585)	am	2650.70	am	772.45	am	(P-17156)	500.135	re	(A-4451)
	100.930	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	100.950	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	100.970	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	100.990	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	101.010	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	101.030	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	101.050	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	101.070	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	101.090	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	101.110	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	101.130	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	101.150	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	101.170	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	101.190	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	101.210	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	101.230	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	101.250	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	101.270	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	101.290	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	101.310	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	101.330	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	101.350	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	101.370	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	101.390	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	101.410	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	101.430	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	101.450	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	101.470	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	101.490	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	101.510	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	101.530	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	101.550	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	101.570	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	101.590	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	101.610	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	101.630	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	101.650	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	101.670	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	101.690	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	101.710	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	101.730	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	101.750	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	101.770	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	101.790	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	101.810	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	101.830	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	101.850	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	101.870	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	101.890	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	101.910	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	101.930	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	101.950	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	101.970	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	101.990	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	102.010	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	102.030	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	102.050	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	102.070	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	102.090	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	102.110	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	102.130	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	102.150	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	102.170	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	102.190	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	102.210	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	102.230	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	102.250	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	102.270	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	102.290	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	102.310	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	102.330	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	102.350	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	102.370	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	102.390	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	102.410	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	102.430	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	102.450	am	(P-12585)	am	(P-12585)	am	2650.110	am	772.50	am	(P-17156)	500.145	re	(A-4451)
	102.470	am	(P-12585)	am	(P-12585)	am	26							









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